

MAINE STATE LEGISLATURE

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**STATE OF MAINE
114TH LEGISLATURE
FIRST REGULAR SESSION**



**BILL SUMMARY
JOINT STANDING COMMITTEE
ON
JUDICIARY
JULY 1989**

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Sen. N. Paul Gauvreau
Sen. Muriel D. Holloway

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Rep. John H. Richards

* Denotes Chair

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ONE HUNDRED AND FOURTEENTH LEGISLATURE
FIRST REGULAR SESSION

JOINT STANDING COMMITTEE
BILL SUMMARIES
AUGUST 1989

This document is a compilation of the bill summaries prepared by this office for the Joint Standing Committees and Joint Select Committees of the Maine Legislature. The summaries are arranged by LD number for each committee.

All Adopted Amendments are listed, by paper number (e.g., H-584 or S-222), together with the sponsor for floor amendments. Final action is listed to the right of the title. If final House and Senate action differ, both are listed. Committee Reports and Floor Action are abbreviated as follows:

OTP	Ought to Pass
OTP-ND	Ought to Pass in New Draft
OTP-ND-NT	Ought to Pass in New Draft, New Title
OTP-A	Ought to Pass as Amended
ONTP	Ought Not to Pass
LVWD	Leave to Withdraw
INDEF PP	Indefinitely Postponed

Each individual summary was prepared by the analyst assigned, as noted for each committee. But, this document was produced by the efforts of all the office staff, including Research Assistant Barbara McGinn, and secretaries: Charlene Brann, and Valarie Parlin, and especially Laurette Knox who coordinated preparation of the overall document.

Please give us your suggestions and comments on these summaries and tell us of any inaccuracies.

**LD 1157 An Act to Reduce the Quantities of Cocaine and Heroin
Necessary to Allow a Presumption of Unlawful Furnishing**

PUBLIC 253

<u>SPONSOR(S)</u>	<u>COMMITTEE REPORT</u>	<u>AMENDMENTS ADOPTED</u>
ROLDE CLARK N TOWNSEND MATTHEWS	OTP	H-273 TAMMARO

SUMMARY

The bill reduces the amount of cocaine and heroin necessary to allow a presumption of furnishing to 7 grams or more of cocaine and 2 grams or more of heroin. (The committee intended to make technical corrections which are made in House Amendment "A".)

House Amendment "A" (H-273) makes technical corrections.

**LD 1158 An Act to Strengthen Criminal Drug Laws in the State by
Allowing Forfeiture of Firearms and Other Dangerous Weapons**

PUBLIC 448

<u>SPONSOR(S)</u>	<u>COMMITTEE REPORT</u>	<u>AMENDMENTS ADOPTED</u>
RUHLIN O'DEA PLOURDE ESTES	OTP-AM	H-336 S-258 HOBBS

SUMMARY

The bill would require the forfeiture of all firearms and dangerous weapons seized in a successful drug search. Expedited forfeiture procedures are provided.

Committee Amendment "A" (H-336) clarifies that the law applies only to weapons seized in a lawful and successful drug search.

Senate Amendment "A" (S-258) ensures that notice and opportunity for hearing are provided before a weapon is forfeited.

LD 1160 An Act to Provide for Consent of Minors to Health Services

PUBLIC 258

<u>SPONSOR(S)</u>	<u>COMMITTEE REPORT</u>	<u>AMENDMENTS ADOPTED</u>
ANTHONY CLARK M HOLLOWAY HASTINGS	OTP-AM	H-301

SUMMARY

The bill, consisting of recommendations of the Commission to Study Health Services in Public Schools, would allow minors in certain circumstances to consent to their own health services.

Committee Amendment "A" (H-301) clarifies when a minor can consent to health services, and allows the provider of the services to notify the parents if necessary.