

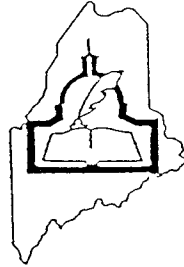
MAINE STATE LEGISLATURE

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STATE OF MAINE
114TH LEGISLATURE
SECOND REGULAR SESSION



BILL SUMMARIES
JOINT STANDING COMMITTEE
ON
JUDICIARY

JUNE 1990

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**One Hundred and Fourteenth Legislature
Second Regular Session**

**Joint Standing Committee
Bill Summaries**

June 1990

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. 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 or analysts assigned to the committee. But, this document was produced by the efforts of all the office staff, including secretaries: Charlene Raymond, 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.

SPONSOR(S)

HOLLOWAY
 ANTHONY
 NORTON
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COMMITTEE REPORT

OTP-AM

AMENDMENTS ADOPTED

S-550

SUMMARY

The bill made several changes to the Juvenile Code, covering no detention or commitment for "tobacco offenses"; deleting criteria for detention by law enforcement officers; clarifying law enforcement officers' report contents; allowing the use of conditional release to protect the public; clarifying that detention should be used only as a last resort, and adding detention criteria of inability to participate in conditional release due to substance abuse, or commission of Class D crimes of violence against family or household members; allowing a caseworker to order the release of a detained juvenile; revising the use of reliable hearsay; clarifying the provision governing violations of conditional release; clarifying the treatment of statements made to intake workers; and clarifying a judge's authority to order detention, conditional release or release.

Committee Amendment "A" (S-550) clarifies the use of detention when a juvenile is incapacitated for any reason to the extent that meaningful participation in conditional release is impossible. It deletes the criterion of committing violent crimes against family members. It updates references to rules and makes language concerning admissibility of hearsay consistent with the Bail Code. It also does not require service of the initial petition on both parents if not reasonably possible.

**LD 2101 An Act to Amend the Statute of Limitations with Respect to
 Medical Malpractice Prelitigation Screening Panels**

LV/WD

SPONSOR(S)

MARSANO

COMMITTEE REPORT

LV/WD

AMENDMENTS ADOPTED**SUMMARY**

The bill extended the tolling of the statute of limitations for medical malpractice claims for the entire period used by the screening process. Incorporated into Committee Amendment "A" to LD 1957.

**LD 2140 An Act Concerning the Commission to Implement the
 Computerization of Criminal History Record Information**

**P & S 99
 EMERGENCY**

SPONSOR(S)

BRANNIGAN
 HOBBS
 PARADIS P
 COTE

COMMITTEE REPORT

OTP-AM

AMENDMENTS ADOPTED

S-478

SUMMARY

The bill added the duty of investigating and recommending procedures for the service and maintenance of warrants by the Commission to Implement Computerization of Criminal History Record Information.

Committee Amendment "A" (S-478) adds emergency language to make the bill effective immediately.