

MAINE STATE LEGISLATURE

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STATE OF MAINE
116TH LEGISLATURE

FIRST REGULAR SESSION

BILL SUMMARIES
JOINT STANDING COMMITTEE
ON
JUDICIARY

JULY 1993

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**ONE HUNDRED AND SIXTEENTH LEGISLATURE
FIRST REGULAR SESSION**

**JOINT STANDING COMMITTEE
BILL SUMMARIES**

JULY 1993

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 volume is organized alphabetically by committee; within each committee, the summaries are arranged by LD number. A subject index is provided at the beginning of each committee's summaries.

The committee report or reports, the prime sponsor for each bill and the lead co-sponsor in each house if one has been designated are listed below each bill title. All adopted amendments are listed, by paper number (e.g., H-584 or S-222), together with the sponsor for floor amendments. Final action on each bill is listed to the right of the title. Various types of final action are abbreviated as follows:

<i>PUBLIC XXX</i>	<i>Chapter # of enacted Public Law</i>
<i>P&S XXX</i>	<i>Chapter # of enacted Private & Special Law</i>
<i>RESOLVE XXX</i>	<i>Chapter # of enacted Resolve</i>
<i>CON RES XXX</i>	<i>Chapter # of Constitutional Resolution passed by both Houses</i>
<i>EMERGENCY</i>	<i>Enacted law takes effect sooner than 90 days</i>
<i>CARRIED OVER</i>	<i>Bill carried over to Second Session</i>
<i>ONTP</i>	<i>Ought Not to Pass report accepted</i>
<i>ENACTMENT FAILED</i>	<i>Bill failed to get majority vote</i>
<i>INDEF PP</i>	<i>Bill Indefinitely Postponed</i>
<i>FAILED EMERGENCY ENACTMENT</i>	<i>Emergency bill failed to get 2/3 vote</i>
<i>FAILED MANDATE ENACTMENT</i>	<i>Bill imposing local mandate failed to get 2/3 vote</i>
<i>DIED BETWEEN BODIES</i>	<i>House & Senate disagree; bill died</i>
<i>CONF CMTE UNABLE TO AGREE</i>	<i>Committee of Conference formed but unable to agree</i>
<i>VETO SUSTAINED</i>	<i>Legislature failed to override Governor's Veto</i>
<i>UNSIGNED</i>	<i>Not signed by Governor within 10 days</i>
<i>DIED ON ADJOURNMENT</i>	<i>Action incomplete when session ended; bill died</i>

These summaries were 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.

If you have any suggestions or comments on these summaries, please let us know.

4693NRG

An Act to Specify Criminal Liability for Tampering with Food or Drugs and Related Crimes

ONTP

SPONSOR(S)
DIPIETRO
SUMMERS**COMMITTEE REPORT**
ONTP**AMENDMENTS ADOPTED****SUMMARY**

The bill would have specified the elements of the crimes and the penalties for tampering with food or drugs or the labels or packaging of food or drugs; threatening to tamper; and conveying false information of tampering, all of which crimes pose serious threats to human life and health and to business enterprises whose products are the target of tampering or related crimes.

An Act to Ensure a Woman's Right to KnowDIED BETWEEN
BODIES**SPONSOR(S)**
COFFMAN
PARADIS J**COMMITTEE REPORT**
ONTP MAJ
OTP-AM MIN**AMENDMENTS ADOPTED****SUMMARY**

The bill would have repealed and replaced 2 sections of law regulating abortions. The first section would have been repealed and replaced to make clear that the State's policy against abortions after viability, except to preserve the life or health of the mother, has continuing vitality under current case law and is to be enforced. The 2nd section would have repealed existing standards for informed consent and replaced them with a provision modeled after the Pennsylvania statute held Constitutional in Planned Parenthood of Southeastern Pennsylvania v. Casey, ___ U.S. ___, 112 S.Ct. 2791, 120 L.Ed.2d 674 (1992).

Committee Amendment "A" (H-97) would have required that certain information be provided at the time a pregnancy test is requested and that additional information be provided if the test is positive. It would also have provided that information about abortion and carrying a pregnancy to term be offered at the time a pregnancy test is confirmed by a health care practitioner or health care provider. The pregnant woman would have been able to refuse certain information in specific circumstances. Not adopted.

House Amendment "A" to Committee Amendment "A" (H-118) would have sent the following question to referendum: "Do you favor the enactment of a law that requires a health care practitioner to provide and offer a woman certain information regarding pregnancy and abortion at the time a pregnancy test is performed?" Not adopted.

House Amendment "A" (H-117) would have sent the following question to referendum: "Do you favor the enactment of a law that will impose a 24-hour waiting period before a woman may receive an abortion and that will expand the type of information a doctor is required to provide to a woman seeking an abortion?" Not adopted.