

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

STATE OF MAINE
116TH LEGISLATURE

FIRST REGULAR SESSION

BILL SUMMARIES
JOINT STANDING COMMITTEE
ON
LEGAL AFFAIRS

JULY 1993

Staff:
Marion Hylan Barr, Legislative Analyst

*Office of Policy and Legal Analysis
Room 101, State House Station 13
Augusta, ME 04333
(207)287-1670*

MEMBERS:

**Sen. Richard J. Carey
Sen. James R. Handy
Sen. Stephen E. Hall*

**Rep. Beverly C. Daggett
Rep. William Lemke
Rep. John M. Michael
Rep. James S. Bowers
Rep. Albert P. Gamache
Rep. Albert G. Stevens
Rep. Richard A. Bennett
Rep. Lawrence F. Nash
Rep. Julie-Marie Robichaud
Rep. Harry G. True*

**Denotes Chair*

MARTHA E. FREEMAN, DIRECTOR
WILLIAM T. GLIDDEN, JR., PRINCIPAL ANALYST
JULIE S. JONES, PRINCIPAL ANALYST
DAVID C. ELLIOTT, PRINCIPAL ANALYST
MARION HYLAN BARR
JON CLARK
LISA COPENHAVER
DEBORAH C. FRIEDMAN
MICHAEL D. HIGGINS
JILL IPPOLITI



JOHN B. KNOX
ROY W. LENARDSON
PATRICK NORTON
JANE ORBETON
MARGARET J. REINSCH
PAUL J. SAUCIER

JOHN G. KELLEY, RESEARCHER
DARLENE A. SHORES LYNCH, RESEARCHER
CARRIE C. McFADDEN, RESEARCHER

STATE OF MAINE
OFFICE OF POLICY AND LEGAL ANALYSIS
ROOM 101/107/135
STATE HOUSE STATION 13
AUGUSTA, MAINE 04333
TEL: (207) 287-1670
FAX (207) 287-1275

**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

unorganized territories as the sheriff of the county of residence, unless the Chief of the State Police has been designated as the issuing authority. It also permits even those municipalities that do have a chief of police to "opt out," by simple majority vote of the municipal officers and appropriate notice of the obligation to process permit applications for residents of the nearest unorganized territories. Unlike the "opt out" from all permit issuing functions authorized by the Maine Revised Statutes, Title 25, section 2002-A, which requires a concurrence of the Chief of the State Police, the chief's concurrence is not required for a local exercise of the power to "opt out" of the obligation to process permit applications for unorganized territory residents. Finally, the bill provides for a means of distribution of information by the sheriff's office to all police departments within each county regarding who has concealed weapons permits.

Committee Amendment "A" (H-402) replaces all of the original bill except that part dealing with the unorganized territories. The amendment clarifies that the State Police are the issuing authority of concealed weapons permits to residents of the unorganized territories.

House Amendment "A" to Committee Amendment "A" (H-479) clarifies that the State Police issues permits for the unorganized territory.

LD 1295 An Act to Amend the Laws Pertaining to the Protestant Episcopal Church CARRIED OVER

SPONSOR(S) **COMMITTEE REPORT** **AMENDMENTS ADOPTED**
 CATHCART

SUMMARY

This bill would amend the enabling laws for the organization of the Protestant Episcopal Church in this State by making those provisions gender neutral and making other technical changes to the laws.

LD 1299 An Act Concerning Payment of Legal Fees in Eviction Cases ONTP

SPONSOR(S) **COMMITTEE REPORT** **AMENDMENTS ADOPTED**
 LIBBY J L ONTP

SUMMARY

This bill would have allowed recovery of the costs, expenses and attorney's fees incurred on a landlord's behalf in connection with the prosecution of a legal eviction action.

LD 1310 An Act to Promote Professionalism in the Law Enforcement Community CARRIED OVER

SPONSOR(S) **COMMITTEE REPORT** **AMENDMENTS ADOPTED**
 KETTERER
 HARRIMAN

SUMMARY

This bill would make the following changes related to the Maine Criminal Justice Academy and the training of law enforcement officers.

1. The bill would increase the membership of the Board of Trustees of the Maine Criminal Justice Academy to include 3 additional citizen members.