

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

Two consulting physicians must independently certify the individual's condition before a medically assisted death may proceed. If both consulting physicians certify that the individual has an incurable and irreversible condition, the individual's attending physician, any other physician and any health care facility are authorized to assist the individual with a medically assisted death.

LD 1436

An Act to Eliminate the Statute of Limitation in Child Molestation Cases

CARRIED OVER

SPONSOR(S)
PARADIS P
FOSTER

COMMITTEE REPORT

AMENDMENTS ADOPTED

SUMMARY

The bill eliminates the statute of limitations for civil prosecution of the crime of rape or gross sexual assault and incest if the victim of the crime was not at least 16 years of age at the time the crime was committed.

LD 1443

Resolve, to Create a Pretrial Intervention Pilot Program for Sex Offenders

ONTP

SPONSOR(S)
LIPMAN

COMMITTEE REPORT
ONTP

AMENDMENTS ADOPTED

SUMMARY

The bill would have set up the Pretrial Intervention Project Commission to develop and oversee a pilot project to provide intervention and diversion for first-time offenders who allegedly commit sex offenses against minors. The project would have provided alternatives to prosecution for certain first-time offenders. An interim report on the project would have been submitted by January 1, 1995 and a final report one year later.

LD 1463

An Act to Permit Collection of Public Assistance Overpayments by Administrative Process

CARRIED OVER

SPONSOR(S)
BUTLAND

COMMITTEE REPORT

AMENDMENTS ADOPTED

SUMMARY

The purpose of the bill is to establish an administrative method for the collection of overpayments made by benefit programs administered by the Department of Human Services after the individuals who have been overpaid stop receiving benefits. The bill would permit the Department of Human Services to collect overpayments by issuing income withholding orders to employers, executing wage assignments, filing liens against the obligor's property and reporting unpaid amounts to consumer credit reporting agencies. Necessary due process requirements for prior notice, opportunity for hearing and right to judicial review are included in the bill.