

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.

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exemptions from attachment or garnishment. It also allows for the completion of birth certificates without addition paperwork in paternity cases.

See Part D of PL 1991, c.410.

LD 1522 **An Act to Establish Limited Liability Corporations and Set Their Tax Rate as Other Corporations**

CARRIED OVER

SPONSOR(S)
DORE
CONLEY

COMMITTEE REPORT

AMENDMENTS ADOPTED

SUMMARY

The bill establishes statutory language allowing the formation of limited liability companies. Part A creates a new chapter in the Maine Revised Statutes, Title 31. Part B provides conforming amendments to other chapters of the statutes and clarifies that the transfer of real property within a limited liability company is not a taxable event.

LD 1540 **Resolve, Relating to Access for People with Disabilities**

ONTP

SPONSOR(S)
FARNSWORTH

COMMITTEE REPORT
ONTP

AMENDMENTS ADOPTED

SUMMARY

This resolve establishes the Persons with Disabilities Access Commission. The commission will review and compare federal and state law regarding structural and programmatic access for people with disabilities and recommend changes in Maine law to match any standards in the federal law that provide more protection and access than current state law. The goal is to ensure that compliance with the state standards will guarantee compliance with minimum federal standards.

LD 1543 **An Act to Clarify the Laws Governing HIV Testing of Sexual Offenders**

PUBLIC 391

SPONSOR(S)
TOWNSEND G

COMMITTEE REPORT
OTP-AM

AMENDMENTS ADOPTED
H-619

SUMMARY

Current law provides that the court may order HIV testing of convicted offenders of gross sexual assault only if the petitioner proves certain facts. The bill amends the language to clarify that if such facts are proven, the court must order the testing.

Committee "A" (H-619) clarifies that although the court must order the initial test of a sex offender, any subsequent testing may be ordered in the court's discretion. Federal law requires the court to order the initial test for the State to qualify for specific Department of Justice grants; federal law is silent as to subsequent testing.