

MAINE STATE LEGISLATURE

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STATE OF MAINE
116TH LEGISLATURE

SECOND REGULAR SESSION

BILL SUMMARIES
JOINT STANDING COMMITTEE
ON
JUDICIARY

MAY 1994

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

**JOINT STANDING COMMITTEE
BILL SUMMARIES**

MAY 1994

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, 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:

PUBLIC XXX

P&S XXX

RESOLVE XXX

CON RES XXX

EMERGENCY

ONTP

INDEF PP

FAILED ENACTMENT

FAILED EMERGENCY ENACTMENT

FAILED MANDATE ENACTMENT

DIED BETWEEN BODIES

CONF CMTE UNABLE TO AGREE

VETO SUSTAINED

UNSIGNED

DIED ON ADJOURNMENT

Chapter # of enacted Public Law

Chapter # of enacted Private & Special Law

Chapter # of enacted Resolve

Chapter # of Constitutional Resolution passed by both Houses

Enacted law takes effect sooner than 90 days

Ought Not to Pass report accepted

Bill Indefinitely Postponed

Bill failed to get majority vote

Emergency bill failed to get 2/3 vote

Bill imposing local mandate failed to get 2/3 vote

House & Senate disagree; bill died

Committee of Conference unable to agree; bill died

Legislature failed to override Governor's Veto

Not signed by Governor within 10 days

Action incomplete when session ended; bill died

These summaries were prepared by the analyst or analysts assigned to the committee. If you have any suggestions or comments on the summaries, please let us know.

5581LHS

LD 1748 **An Act to Limit the Jurisdiction of the Maine Human Rights Act** ONTP

SPONSOR(S) **COMMITTEE REPORT** **AMENDMENTS ADOPTED**
CONLEY ONTP

SUMMARY

This bill would have removed Whistleblower's Protection Act and workers' compensation retaliation cases from the jurisdiction of the Maine Human Rights Commission.

LD 1754 **An Act Regarding the Discharge of Mortgages** PUBLIC 534

SPONSOR(S) **COMMITTEE REPORT** **AMENDMENTS ADOPTED**
LIBBY J L OTP-AM H-765

SUMMARY

The original bill would have permitted attorneys admitted to practice and in good standing in the State to discharge mortgages by affidavit if the mortgagee does not do so. The procedure would require appropriate notice to the prior mortgagees. The affidavit must be based on the attorney's knowledge concerning the payment of the prior mortgage and the affidavit must be recorded in the registry of deeds in which the property lies.

The COMMITTEE AMENDMENT (H-765) restricts the application of the bill to the discharge of mortgages on residential one to four family owner-occupied dwellings and provides that the new procedure does not apply if the holder of the mortgage is a financial institution authorized to do business in the State. The amendment also clarifies the effect of an affidavit recorded under the new procedure.

LD 1773 **An Act to Reinstate Involuntary Commitment for Chronic and Life-threatening Substance Abuse** ONTP

SPONSOR(S) **COMMITTEE REPORT** **AMENDMENTS ADOPTED**
BUSTIN ONTP

SUMMARY

This bill would have reestablished a procedure for involuntary treatment of persons who are chemically dependent and who pose a likelihood of serious and imminent self-harm.

LD 1780 **An Act to Require That Medical Personnel Report Suspected Domestic Abuse** ONTP

SPONSOR(S) **COMMITTEE REPORT** **AMENDMENTS ADOPTED**
DORE ONTP

SUMMARY

The bill would have required medical personnel and medically-related personnel to report suspected domestic abuse to appropriate law enforcement agencies. Immunity from liability would have been extended to those who report suspected abuse in good faith. The bill is modeled on the required reporting provisions of the child abuse and neglect laws.