

MAINE STATE LEGISLATURE

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STATE OF MAINE
117TH LEGISLATURE

FIRST REGULAR SESSION

BILL SUMMARIES
JOINT STANDING COMMITTEE
ON
JUDICIARY

AUGUST 1995

MEMBERS:

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

**SUMMARY OF LEGISLATION BEFORE
THE JOINT STANDING COMMITTEES**

AUGUST 1995

This document is a compilation of the bill summaries prepared by this office for the Joint Standing 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 publication, History and Final Disposition of Legislative Documents, is helpful in determining to which committee any particular bill was referred.

In this document, 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 categories of final action are abbreviated as follows:

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

These summaries were prepared by the analyst or analysts assigned to the committee. If more detailed information is needed on a bill, contact the committee analyst.

5581LHS

SUMMARY

This resolve directs the Attorney General to review existing requirements for reporting suspected sexual or physical abuse of minors.

COMMITTEE AMENDMENT "A" (H-385) adds a fiscal note.

LD 1433 **An Act to Prevent Scalping of Entertainment Tickets** ONTP

| | | |
|------------------------------------|---------------------------------|---------------------------|
| SPONSOR(S) GERRY RAND | COMMITTEE REPORT ONTP | AMENDMENTS ADOPTED |
|------------------------------------|---------------------------------|---------------------------|

SUMMARY

This bill would have made it unlawful to resell a ticket to a sporting event or other public entertainment at an inflated price, commonly known as "ticket scalping." It would have allowed reselling a ticket to agencies or individuals only if authorized by the place of entertainment.

LD 1439 **An Act to Provide for Alternative Dispute Resolution in Domestic Relations Matters and to Provide for the Recodification and Revision of the Maine Revised Statutes, Title 19** PUBLIC 484
EMERGENCY

| | | |
|-------------------------------|-----------------------------------|------------------------------------|
| SPONSOR(S) THOMPSON | COMMITTEE REPORT OTP-AM | AMENDMENTS ADOPTED H-591 |
|-------------------------------|-----------------------------------|------------------------------------|

SUMMARY

This bill would have provided standards for the distribution of marital assets in a divorce. It allows a court to send domestic relations matters to an appointed referee, who will report back to the court.

This bill requires the Office of the Revisor of Statutes and the Office of Policy and Legal Analysis to prepare a bill for the Second Regular Session of the 117th Legislature recodifying the Maine Revised Statutes, Title 19. It also authorizes the Joint Standing Committee on Judiciary to report out during the Second Regular Session of the 117th Legislature a bill proposing substantive revisions to Title 19. The offices must invite the participation of interested organizations and agencies. The chairs of the Joint Standing Committee on Judiciary shall appoint a subcommittee, which may meet at the call of the chair of the subcommittee, to oversee the preparation of the legislation. A draft of the recodification must be submitted to the Joint Standing Committee on Judiciary no later than November 1, 1995.

COMMITTEE AMENDMENT "A" (H-591) removes the provision concerning distribution of marital assets, but retains the provisions concerning appointment of referees. The parties must pay for the referees unless the court determines one or both are indigent. This amendment revises the requirement that the Office of the Revisor of Statutes and the Office of Policy and Legal Analysis prepare a recodification of the Maine Revised Statutes, Title 19 by deleting the subcommittee oversight, and providing that the chairs of the Joint Standing Committee on Judiciary will oversee the process. This amendment adds a new section directing the Family Law Section of the Maine State Bar Association to review and make recommendations concerning the language and principles contained in Legislative Document 1468. The Family Law Section is to include the sponsors of the bills and interested parties to the extent practicable. The recommendations are due to the Joint Standing Committee on Judiciary by December 1, 1995. This amendment also adds a fiscal note to the bill.