MAINE STATE LEGISLATURE

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State Of Maine
120th Legislature

First Regular Session

Bill Summaries

Joint Standing Committee
on
Judiciary

August 2001

Members:
Sen. Anne M. Rand, Chair
Sen. Michael J. McAlevey
Sen. Norman K. Ferguson, Jr.

Rep. Charles C. LaVerdiere, Chair
Rep. Thomas D. Bull
Rep. Patricia T. Jacobs
Rep. Charles E. Mitchell
Rep. Christopher T. Muse
Rep. Deborah L. Simpson
Rep. David R. Madore
Rep. G. Paul Waterhouse
Rep. Stavros J. Mendros
Rep. Roger L. Sherman
Rep. Donna M. Loring

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Maine State Legislature
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120th Legislature
First Regular Session

Summary Of Legislation Before The Joint Standing Committees
August 2001

Enclosed please find a summary of all bills, resolves, joint study orders, joint resolutions and Constitutional resolutions that were considered by the joint standing select committees of the Maine Legislature this past session. The document is a compilation of bill summaries which describe each bill and relevant amendments, as well as the final action taken. Also included are statistical summaries of bill activity this session for the Legislature and each of its joint standing committees.

The document is organized for convenient reference to information on bills considered by the committees. It is organized by committees and within committees by bill (LD) number. The committee report(s), prime sponsor for each bill and the lead co-sponsor(s), if designated, are listed below each bill title. All adopted amendments are listed by paper number. Two indices, a subject index and a numerical index by LD number are provided for easy reference to bills. They are located at the back of the document. A separate publication, <u>History and Final Disposition of Legislative Documents</u>, may also be helpful in providing information on the disposition of bills. These bill summaries also are available at the Law and Legislative Reference Library and on the Internet (www.state.me.us/legis/opla).

Final action on each bill is noted to the right of the bill title. The abbreviations used for various categories of final action are as follows:

CARRIED OVER	*Bill Carried Over to Second Regular Session*
CON RES XXX	*Chapter # of Constitutional Resolution passed by both Houses*
CONF CMTE UNABLE TO AGREE	*Committee of Conference unable to agree; bill died*
DIED BETWEEN BODIES	*House & Senate disagree; bill died*
DIED IN CONCURRENCE	*One body accepts ONTP report; the other indefinitely postpones the bill*
DIED ON ADJOURNMENT	*Action incomplete when session ended; bill died*
EMERGENCY	*Enacted law takes effect sooner than 90 days*
FAILED EMERGENCY ENACTMENT/FINAL PASSAGE	*Emergency bill failed to get 2/3 vote*
FAILED ENACTMENT/FINAL PASSAGE	*Bill failed to get majority vote*
FAILED MANDATE ENACTMENT	*Bill imposing local mandate failed to get 2/3 vote*
NOT PROPERLY BEFORE THE BODY	*Ruled out of order by the presiding officers; bill died*
INDEF PP	*Bill Indefinitely Postponed*
ONTP	*Ought Not To Pass report accepted*
OTP ND	*Committee report Ought To Pass In New Draft*
OTP ND/NT	*Committee report Ought To Pass In New Draft/New Title*
P&S XXX	*Chapter # of enacted Private & Special Law*
PUBLIC XXX	*Chapter # of enacted Public Law*
RESOLVE XXX	*Chapter # of finally passed Resolve*
UNSIGNED	*Bill held by Governor*
VETO SUSTAINED	*Legislature failed to override Governor's Veto*

Please note the effective date for all non-emergency legislation enacted in the First Regular Session (unless otherwise specified in a particular law) is *September 21, 2001.*

David E. Boulter, Director
Offices Located in the State House, Rooms 101/107/135

Joint Standing Committee on Judiciary

The funding for the Baxter Compensation Program is included in Part T of the Part II Budget, LD 855, Public Law 2001, chapter 439.

LD 298 **An Act to Include Analysis and Review of Information Practices in the State Government Evaluation Act Process** **INDEF PP**

Sponsor(s)	Committee Report	Amendments Adopted

LD 298 proposed to require state agencies to include a review of agency information practices and implementation of information technology as part of their self-evaluation under the Governmental Evaluation Act.   LD 298 was a recommendation of the Blue Ribbon Commission to Establish a Comprehensive Internet Policy. LD 298 was indefinitely postponed prior to being referred to a committee, but the substance of LD 298 was included in LD 1681 and enacted as Public Law 2001, chapter 321. See also LD 270 and 299.

LD 299 **An Act to Implement the Recommendations of the Blue Ribbon Commission to Establish a Comprehensive Internet Policy** **INDEF PP**

Sponsor(s)	Committee Report	Amendments Adopted

LD 299 proposed to require state and local agencies that maintain Internet web sites to develop policies regarding the collection, maintenance and use of personal information and to post those information practices policies on their web sites. It also proposed to create a commission to study Internet and information policy issues, including development of a comprehensive information practices law. LD 299 was a recommendation of the Blue Ribbon Commission to Establish a Comprehensive Internet Policy. LD 299 was indefinitely postponed prior to being referred to a committee, but the requirement that state and local agencies post information practices policies on their web sites was included in LD 1681 and enacted as Public Law 2001, chapter 321.   See also LD 270, 298, 872 and 1681.

LD 301 **An Act to Implement the Recommendations of the Judicial Compensation Commission Regarding Retirement Benefits** **DIED ON ADJOURNMENT**

Sponsor(s)	Committee Report		Amendments Adopted
	OTP-AM	MAJ	S-40
	ONTP	MIN	

LD 301 proposed to implement certain recommendations of the Judicial Compensation Commission established by the Maine Revised Statutes, Title 4, chapter 35. LD 301 proposed that the maximum retirement benefit of all judges appointed on or after December 1, 1984 be 70% of average final compensation. Current law provides a