

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

Staff:

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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, History and Final Disposition of Legislative Documents, 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

LD 1376

An Act Concerning the State Court Library System

PUBLIC 250

<u>Sponsor(s)</u> LONGLEY		<u>Committee Report</u> OTP		<u>Amendments Adopted</u>
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LD 1376 proposed to implement the recommendations of the Study Group to the State Library Committee. The bill proposed to repeal the current 4-tier system under which libraries received differing levels of resources and to replace it with a list of 17 locations at which libraries must be located. It proposed to establish regional library centers to require representation from less populous counties and to require the County Law Library Committees, in conjunction with the State Court Library Committee, to establish local operating policies.

Enacted law summary

Public Law 2001, chapter 250 implements the recommendations of the Study Group to the State Court Library Committee. It repeals the current 4-tier system under which libraries received differing levels of resources and replaces it with a list of 17 locations at which law libraries must be located. It establishes Portland and Bangor as regional law library centers with additional resources, and provides equal resources for the other libraries. Chapter 250 requires that one of the four attorney members on the State Court Library Committee be chosen from a county having a census population of from 45,000 to 120,000 and that one be chosen from a county having a census population of less than 45,000 persons. It also adds Kennebec County to the list of available law library locations and requires all County Law Library Committees, in conjunction with the State Court Library Committee, to establish local operating policies.

LD 1391

**An Act to Ensure Safety and Health Standards in Outpatient
Medical or Surgical Facilities**

ONTP

<u>Sponsor(s)</u> KASPRZAK		<u>Committee Report</u> ONTP MAJ OTP-AM MIN		<u>Amendments Adopted</u>
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LD 1391 proposed to define facilities, other than hospitals, in which abortions are performed as ambulatory surgical facilities, thus subjecting the facilities to the licensing and inspection requirements and standards applicable to such facilities.

Committee Amendment "A" (H-233) was the minority report of the Joint Standing Committee on Judiciary. It proposed to add a fiscal note to the bill. (Not adopted)