

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, 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

provider or hospital staff member. This bill proposed to ensure anonymity for the person delivering the child and terminating the parental rights and responsibilities of the parent delivering the child.

This bill has been carried over to the Second Regular Session.

LD 1681

An Act Relating to Personal Privacy and Governmental Information Practices

PUBLIC 321

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
	OTP-AM MAJ	H-461
	ONTP MIN	

LD 1681 proposed to implement several of the recommendations of the Blue Ribbon Commission to Establish a Comprehensive Internet Policy. It proposed to require state and local governments to include notice of their information practices on their publicly accessible sites on the Internet. The notice would inform the public about what information is being collected via the Internet site, how it will be used, how to access and correct information and what security measures are taken by the governments to prevent improper use of that information.

The bill also proposed to require state agencies to include in their review under the State Government Evaluation Act an analysis of their information practices and their use of information technology. Finally, the bill proposed to create a commission to examine public concern about collection of personal information by governmental entities and to create a comprehensive information practices law governing collection and management of personal information by governmental entities.

Committee Amendment "A" (H-461) proposed to strike the Part of the bill creating a commission to review governmental information policy. The issues to be studied by the commission were assigned to the study commission proposed in LD 872.

Enacted law summary

Public Law 2001, chapter 321 relates to personal privacy and governmental information practices, and is based on recommendations of the Blue Ribbon Commission to Establish a Comprehensive Internet Policy. Chapter 321 requires state and local governments to include notice of their information practices on their publicly accessible sites on the Internet. The notice would inform the public about what information is being collected via the publicly accessible site on the Internet, how it will be used, how to access and correct information and what security measures are taken by the governments to prevent improper use of that information. Chapter 321 also requires state agencies to include in their review under the State Government Evaluation Act an analysis of their information practices and their use of information technology.