

# MAINE STATE LEGISLATURE

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**STATE OF MAINE**  
126<sup>TH</sup> LEGISLATURE  
SECOND REGULAR SESSION



Summaries of bills, amendments and laws enacted or finally passed

**JOINT STANDING COMMITTEE ON JUDICIARY**

May 2014

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**STATE OF MAINE**  
126<sup>TH</sup> LEGISLATURE  
SECOND REGULAR SESSION  
**LEGISLATIVE DIGEST OF BILL SUMMARIES AND**  
**ENACTED LAWS**

The *Digest* is arranged within each committee by Legislative Document (LD) number. The committee report(s), prime sponsor and lead co-sponsor(s), if designated, are listed below each LD title. All adopted amendments are summarized and listed by paper number. A subject index is included with each committee.

Final action on each LD is noted to the right of the LD title. The following describes the various final actions.

*CARRIED OVER*.....carried over to a subsequent session of the Legislature  
*CON RES XXX* ..... chapter # of constitutional resolution passed by both houses  
*CONF CMTE UNABLE TO AGREE*..... Committee of Conference unable to agree; legislation died  
*DIED BETWEEN HOUSES* .....House & Senate disagreed; legislation died  
*DIED IN CONCURRENCE* ..... defeated in each house, but on different motions; legislation died  
*DIED ON ADJOURNMENT* ..... action incomplete when session ended; legislation died  
*EMERGENCY* .....enacted law takes effect sooner than 90 days after session adjournment  
*FAILED, EMERGENCY ENACTMENT or FINAL PASSAGE*.....emergency failed to receive required 2/3 vote  
*FAILED, ENACTMENT or FINAL PASSAGE*..... failed to receive final majority vote  
*FAILED, MANDATE ENACTMENT*.....legislation proposing local mandate failed required 2/3 vote  
*HELD BY GOVERNOR*..... Governor has not signed; final disposition to be determined at subsequent session  
*LEAVE TO WITHDRAW*.....sponsor's request to withdraw legislation granted  
*NOT PROPERLY BEFORE THE BODY*.....ruled out of order by the presiding officer; legislation died  
*INDEF PP*..... indefinitely postponed; legislation died  
*ONTP, ACCEPTED, MAJORITY, MINORITY or REPORT X*... ought-not-to-pass report accepted; legislation died  
*P&S XXX*..... chapter # of enacted private & special law  
*PUBLIC XXX* ..... chapter # of enacted public Law  
*RESOLVE XXX* ..... chapter # of finally passed resolve  
*VETO SUSTAINED*.....Legislature failed to override Governor's veto

The effective date for non-emergency legislation enacted in the Second Regular Session of the 126<sup>th</sup> Legislature is August 1, 2014. The effective date for legislation enacted as an emergency measure may be found in the enacted law summary for that legislation.

*Joint Standing Committee on Judiciary*

**Enacted Law Summary**

Resolve 2013, chapter 82 amends Resolve 2013, chapter 5 to extend the date for the Probate and Trust Law Advisory Commission to issue its final report on its work on the Uniform Probate Code to December 15, 2014. Chapter 82 applies retroactively to December 1, 2013.

**LD 1742      Resolve, Extending the Date by Which the Probate and Trust Law Advisory Commission Must Report on Its Review of the Issue of Inheritance of Digital Assets      RESOLVE 81**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>

This bill is reported out by the Joint Standing Committee on Judiciary pursuant to Resolve 2013, Chapter 27, Section 2.

This bill extends the date for the Probate and Trust Law Advisory Commission to issue its final report on the inheritance of digital assets to December 15, 2014. Resolve 2013, chapter 27 established the commission's duty to conduct a review and set a reporting date of December 1, 2013.

**Enacted Law Summary**

Resolve 2013, chapter 81 amends Resolve 2013, chapter 27 to extend the date for the Probate and Trust Law Advisory Commission to issue its final report on the inheritance of digital assets to December 15, 2014. Chapter 81 applies retroactively to December 1, 2013.

**LD 1778      An Act To Revise the Description of Commercial Fishing Vessels That Are Exempt from Attachment      PUBLIC 510 EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
COOPER JOHNSON C	OTP-AM	H-709

This bill changes the description of commercial fishing boats exempt from attachment under the civil judgment and bankruptcy laws from those not exceeding five tons burden to those not exceeding 45 feet in length.

**Committee Amendment "A" (H-709)**

This amendment changes the maximum length of a fishing boat subject to the exemption to 46 feet.

**Enacted Law Summary**

Public Law 2013, chapter 510 changes the description of commercial fishing boats exempt from attachment under the civil judgment and bankruptcy laws from those not exceeding five tons burden to those not exceeding 46 feet in length.

Public Law 2013, chapter 510 was enacted as an emergency measure effective April 2, 2014.