

MAINE STATE LEGISLATURE

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1 SECOND REGULAR SESSION
2

3 ONE HUNDRED AND TENTH LEGISLATURE
4

5 **Legislative Document**

No. 1797

6
7 H. P. 1812 House of Representatives, January 12, 1982
8 Submitted by the Department of Attorney General pursuant to
9 Joint Rule 24.

Referred to the Committee on Judiciary and ordered printed.

EDWIN H. PERT, Clerk

Presented by Representative Hobbins of Saco.

10 Cosponsor: Senator Devoe of Penobscot.

11
12 STATE OF MAINE
13

14 IN THE YEAR OF OUR LORD
15 NINETEEN HUNDRED AND EIGHTY-TWO
16

17 **AN ACT to Permit the Attorney General to Authorize**
18 **his Deputies to Act in his Place in Certain Situations.**
19

20 Be it enacted by the People of the State of Maine as follows:

21 5 MRSA §196, as last amended by PL 1981, c. 67, Pt. F,
22 §§1 and 2, is further amended by adding at the end a new
23 paragraph to read:

24 Notwithstanding any other provision of law, whenever
25 the written approval of the Attorney General is required by
26 statute or court rule and the Attorney General either is
27 unavailable to act upon the matter or has determined that it
28 would be legally or ethically improper for him to do so, the
29 required approval may be given by a deputy attorney general
30 specifically authorized in writing by the Attorney General

1 to act on his behalf in these situations.

2 STATEMENT OF FACT

3 The purpose of this bill is to permit the Attorney Gen-
4 eral to specifically authorize a deputy attorney general to
5 act for him when he is either physically unavailable to act
6 or has determined that it would be legally or ethically
7 improper for him to act in situations where a statute or a
8 court rule requires the written approval of the Attorney
9 General. The bill requires that the specific authorization
10 to a deputy be in writing.

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