

# MAINE STATE LEGISLATURE

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**LAWS**  
OF THE  
**STATE OF MAINE**

AS PASSED BY THE

ONE HUNDRED AND NINTH LEGISLATURE

AT THE

**SECOND REGULAR SESSION**

January 2, 1980 to April 3, 1980

AND AT THE

**THIRD SPECIAL SESSION**

May 22, 1980

PUBLISHED BY THE DIRECTOR OF LEGISLATIVE RESEARCH IN  
ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,  
TITLE 3, SECTION 164, SUBSECTION 6.

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K. J. Printing Co.  
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**RESOLVES**  
OF THE  
**STATE OF MAINE**

AS PASSED AT THE  
**SECOND REGULAR SESSION**

of the  
ONE HUNDRED AND NINTH LEGISLATURE

January 2, 1980 to April 3, 1980

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Total Available Credits	620,455
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Amount to be raised by taxation	\$1,081,840
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**Emergency clause.** In view of the emergency cited in the preamble, this resolve shall take effect when approved.

Effective March 25, 1980

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## CHAPTER 43

S. P. 758 — L. D. 1954

### **RESOLVE, Authorizing Ervin Grant Bracy of Portland to Bring a Civil Action against the State of Maine.**

**Ervin Grant Bracy; authorized to sue the State of Maine. Resolved:** That Ervin Grant Bracy of Portland, County of Cumberland and State of Maine, who suffered the loss of the tip of the ring finger of his right hand while using an unguarded table saw in the vocational shop at the Governor Baxter School for the Deaf at Portland, Maine, is authorized to bring suit against the State of Maine.

This action is to be brought in the Superior Court for the County of Cumberland within one year from the passage of this resolve, against the State of Maine for damages, if any, and the conduct of this action shall be according to the practice of actions or proceedings between parties in the Superior Court. The liabilities of the parties and elements of damages, if any, shall be the same as liabilities and elements of damage as between individuals. The complaint issuing out of the Superior Court under the authority of this resolve shall be served on the Secretary of State by attested copy by the sheriff or his deputies in any county in the State of Maine. The Attorney General is authorized and designated to appear, answer and defend this action.

Any judgment that may be recovered in this civil action shall be payable from the State Treasury on file process issued by the Superior Court, or, if applicable, the Supreme Judicial Court and costs may be taxed for Ervin Grant Bracy if he recovers in the action. His recovery shall not exceed \$50,000, including costs. Hearing thereon shall be before a Justice of the Superior Court with or without jury; the justice to be the regularly scheduled justice presiding in the Cumberland County Superior Court when the matter is scheduled for trial.

Effective July 3, 1980