

MAINE STATE LEGISLATURE

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ONE HUNDRED AND FIFTH LEGISLATURE

Legislative Document

No. 80

H. P. 47

Office of the Clerk of the House

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To be printed and delivered to the House of Representatives of the 105th
Legislature.

BERTHA W. JOHNSON, Clerk

Presented by Mr. Cote of Lewiston.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-ONE

**AN ACT Relating to Immunity of State Officers
and Employees from Personal Liability.**

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

R. S., T. 5, § 13, additional. Title 5 of the Revised Statutes is amended
by adding a new section 13, to read as follows:

§ 13. Immunity of state officers and employees from personal liability

No state officer or employee shall be personally liable for damage or
injury not wanton or willful, caused in the performance of his duties, and
within the scope of his employment.

In any action brought by any person to recover damages for wanton
or willful damage or injury caused in the performance of duties and within
the scope of employment of any state officer or employee, the property or
interests in property, real or personal, of any state officer or employee, shall
not be subject to attachment.

STATEMENT OF FACT

The purpose of this legislation is to preclude personal liability by suit
or attachment for certain activities involving state employees acting within
the scope of employment in the performance of duty and without profession-
al liability insurance.