

MAINE STATE LEGISLATURE

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New Draft of: H. P. 669, L. D. 874

ONE HUNDRED AND SIXTH LEGISLATURE

Legislative Document

No. 1485

H. P. 1199

House of Representatives, March 19, 1973

Reported by Minority of the Committee on Education. Printed under Joint Rules No. 18.

E. LOUISE LINCOLN, Clerk

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-THREE

AN ACT Prohibiting Corporal Punishment of Pupils.

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

Sec. 1. R. S., T. 20, § 473, sub-§ 14, additional. Section 473 of Title 20 of the Revised Statutes, as amended, is further amended by adding a new subsection 14 to read as follows:

14. Corporal punishment of pupils. No person employed or engaged by any school committee or board shall inflict or cause to be inflicted corporal punishment or bodily pain upon a pupil attending any school or institution within such education system; provided that any such person may, within the scope of his employment, use and apply such amounts of physical restraint as may be reasonable and necessary:

- A.** To protect himself, the pupil or others from physical injury;
 - B.** To obtain possession of a weapon or other dangerous object upon the person or within the control of a pupil;
 - C.** To protect property from serious harm; and
- such physical restraint shall not be construed to constitute corporal punishment or bodily pain within the meaning and intendment of this subsection.