

# MAINE STATE LEGISLATURE

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ONE HUNDRED AND SEVENTH LEGISLATURE

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Legislative Document

No. 986

H. P. 840

House of Representatives, March 12, 1975

Reported by the Minority from Committee on Human Resources. Printed under Joint Rules No. 18.

HARRY N. STARBRANCH, Secretary

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STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
SEVENTY-FIVE

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AN ACT Establishing the Civil Rights of Hemophiliacs.

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

5 MRSA c. 337, sub-c. IX is enacted to read:

SUBCHAPTER IX

CIVIL RIGHTS OF HEMOPHILIACS

§ 4701. Definition of hemophilia

For the purposes of this subchapter, hemophilia means a bleeding tendency resulting from a congenitally determined deficiency in a clotting factor in the blood.

§ 4702. Denial of rights of hemophiliacs prohibited

No hemophiliac shall be denied any of the following rights because of his or her hemophilia.

1. Hospital treatment. The right to receive, without a prior determination of ability to pay, emergency treatment relating to hemophilia at a hospital licensed by the Department of Health and Welfare which operates an emergency ward available to the public.

2. Activities in Maine school system. The right to have the opportunity to participate in any educational or physical activities in the Maine school system, except for those activities which the hemophiliac's physician has determined in writing are unnecessarily hazardous for him or her.

3. Admission to Maine accredited educational institutions. The right to admission to any educational institution for which an individual may be otherwise qualified with or without regard to his or her being a hemophiliac.

4. State rehabilitation services. The right to participate in state sponsored rehabilitation services without regard to the date of the individual's last attack of bleeding so long as the individual in question is in fact a hemophiliac.

5. Employment. The right to employment without regard to his or her being a hemophiliac, unless it can be shown that such employment would seriously endanger the physical well-being of fellow employees, provided that the hemophiliac in question shall be afforded a hearing before a court of competent jurisdiction before any such denial is made.

6. State licenses. The right to operate a motor vehicle or conduct any business in the State without regard to his or her being a hemophiliac, unless it can be shown that such activity would seriously endanger the well-being of other members of the public-at-large, provided that the hemophiliac shall be given a hearing before a court of competent jurisdiction before any such denial is made.