

MAINE STATE LEGISLATURE

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FIRST SPECIAL SESSION

ONE HUNDRED AND SEVENTH LEGISLATURE

Legislative Document

No. 2078

H. P. 1898

House of Representatives, January 23, 1976

Referred to the Committee on Human Resources. Sent up for concurrence and ordered printed.

EDWIN H. PERT, Clerk

Presented by Mrs. Boudreau of Portland.

Cosponsor: Mr. Mulkern of Portland.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-SIX

**AN ACT to Amend the Mandatory Reporting Law on Child Abuse and
Neglect.**

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

22 MRSA § 3853, last sentence, as repealed and replaced by PL 1975, c. 167, § 1, is repealed and the following enacted in place thereof:

Notwithstanding any other provisions of the law, no person who would otherwise be required to report pursuant to this Act shall be required to report if the factual basis for knowing or suspecting child abuse or neglect was derived as a result of communications made for the purpose of treatment of the individual suspected of child abuse or neglect.

STATEMENT OF FACT

The present section concerning those situations in which a person is not required to report a case of child abuse grants a wider immunity than was intended. This bill narrows the situations for which immunity is granted.