

MAINE STATE LEGISLATURE

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ONE HUNDRED AND EIGHTH LEGISLATURE

Legislative Document

No. 420

H. P. 329

House of Representatives, February 10, 1977

On motion of Mr. Spencer of Standish, referred to the Committee on Judiciary. Sent up for concurrence and 1,800 copies ordered printed.

EDWIN H. PERT, Clerk

Presented by Mr. Hughes of Auburn.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-SEVEN

**AN ACT Relating to Payment of Expenses for Examination of Crime
Victims.**

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

Sec. 1. 30 MRSA § 507, as enacted by PL 1975, c. 415, is repealed and the following enacted in its place:

§ 507. Physical examination of rape victims

1. Payment of expenses by district attorney. All expenses for a physical examination of the victim of an alleged rape, sexual assault or other assault where bodily injury has been inflicted for the purpose of obtaining evidence for the prosecution shall be paid by the office of the district attorney of the county in which the alleged rape, sexual assault or assault took place.

2. Limitation. In no event shall the office of the district attorney be liable for payment of any charges, costs or fees pursuant to subsection 1, until such time as the district attorney has received copies of all reports and records pertaining and relevant to said examination, if the same have been requested.

3. Liability in damages of medical personnel for furnishing reports, records or testimony. No physician, nurse, hospital, clinic or any other person, firm or corporation attending a victim pursuant to subsection 1 shall be liable in damages or otherwise for providing reports or records or copies thereof or for their testimony thereto relative to any examination performed pursuant to this section, whether the same be given with or without the written authorization of the person so examined.

STATEMENT OF FACT

The purpose of this bill is to expand the type of victim who may be examined for injuries received as a result of criminal acts and to help assure that the district attorney receives proper information concerning said examination.