

# MAINE STATE LEGISLATURE

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L.D. 1916

STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
108TH LEGISLATURE  
SECOND REGULAR SESSION

(Filing No. H-1001)

COMMITTEE AMENDMENT "A" to H.P. 1866, L.D. 1916, Bill,  
"AN ACT Relating to Preventive Discipline in the Schools."

Amend the bill by striking out everything after the  
enacting clause and inserting in its place the following:

'20 MRSA §918, is enacted to read:

§918. Civil liability

1. Use of reasonable force. A teacher or other person entrusted with the care or supervision of a person for special and limited purposes shall not be held civilly liable for the use of a reasonable degree of force against any person who creates a disturbance, when and to the extent that he reasonably believes it necessary to control the disturbing behavior or to remove a person from the scene of this disturbance.
2. Exceptions. Subsection 1 shall not apply to the purposeful or reckless use of force that creates a substantial risk of death, serious bodily injury or extraordinary pain.
3. Affect on civil liability. Nothing in this section shall enlarge or otherwise adversely affect the civil liability of a teacher or other person entrusted with the care or supervision of a person for special or limited purposes.'

Statement of Fact

The purpose of this amendment is to provide protection from civil suits for actions which are permitted under the Maine Criminal Code.

Reported by the Committee on Education.

Reproduced and distributed under the direction of the Clerk of the House.  
2/1/78

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