

# MAINE STATE LEGISLATURE

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STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
110TH LEGISLATURE  
FIRST REGULAR SESSION

L.D. 1474

(Filing No. H-372)

COMMITTEE AMENDMENT "A" to H.P. 1250, L.D. 1474, Bill,  
"AN ACT Concerning the Liability of Teachers and School  
Administrators Who Administer Medication to Children in  
Emergency Situations."

Amend the Bill by striking out all of the title and  
inserting in its place the following: 'AN ACT to Make the  
Good Samaritan Act Apply to School Employees.'

Further amend the Bill by striking out everything after  
the enacting clause and inserting in its place the following:

'20 MRSA §918, sub-§4 is enacted to read:

4. Emergency medical treatment. Notwithstanding any  
other provision of any public or private and special law,  
any nonlicensed agent or employee of a school or school  
administrative unit who renders first aid, emergency treatment  
or rescue assistance to a student during a school program may  
not be held liable for injuries alleged to have been sustained  
by that student or for the death of that student alleged to have  
occurred as a result of an act or omission in rendering such  
aid, treatment or assistance. This subsection does not apply  
to injuries or death caused willfully, wantonly or  
recklessly or by gross negligence on the part of the agent or  
employee.'

Statement of Fact

This amendment assures that teachers have the same immunity from liability as those covered by the Good Samaritan Act.

Reported by the Committee on Education.  
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