

MAINE STATE LEGISLATURE

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1 FIRST REGULAR SESSION
2

3 ONE HUNDRED AND ELEVENTH LEGISLATURE
4

5 Legislative Document

No. 1084

7 H.P. 826

House of Representatives, March 7, 1983

8 Submitted by the Department of Human Services pursuant to Joint Rule
24.

9 Speaker laid before the House and on Motion of Representative Nelson of
Portland, referred to the Committee on Judiciary. Sent up for concurrence
10 and ordered printed.

EDWIN H. PERT, Clerk

Presented by Representative Allen of Washington.

11 Cosponsors: Representative Hayden of Durham, Representative Richard
of Madison and Representative Melendy of Rockland.

12 STATE OF MAINE
13

14 IN THE YEAR OF OUR LORD
15 NINETEEN HUNDRED AND EIGHTY-THREE
16

17 AN ACT to Amend the Adult Protective
18 Services Act.
19

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

22 Sec. 1. 22 MRSA §3472, sub-§1, as enacted by PL
23 1981, c. 527, §2, is amended to read:

24 1. Abuse. "Abuse" means the willful infliction
25 of injury, unreasonable confinement, intimidation or
26 cruel punishment with resulting physical harm or pain
27 or mental anguish; sexual abuse or exploitation; or
28 the willful deprivation of essential needs.

29 Sec. 2. 22 MRSA §3472, sub-§11, as enacted by PL
30 1981, c. 527, §2, is amended to read:

31 11. Neglect. "Neglect" means a threat to an
32 adult's health or welfare by physical or mental

1 injury or impairment, ~~sexual abuse or exploitation~~,
2 deprivation of essential needs or lack of protection
3 from these.

4 STATEMENT OF FACT

5 The inclusion of sexual abuse and exploitation
6 under the category of neglect is inappropriate as it
7 does not accurately reflect the severity of such
8 acts. This proposed change is consistent with ac-
9 cepted definitions of abuse. Additionally, this
10 clarification will allow more accurate compilation of
11 data concerning the incidence of adult abuse in this
12 State.

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