

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

1
2
3
4
5
6

L.D. 1756
(Filing No. H- 415)

STATE OF MAINE
HOUSE OF REPRESENTATIVES
111TH LEGISLATURE
FIRST REGULAR SESSION

7
8
9

HOUSE AMENDMENT "A" to HOUSE AMENDMENT "A" to
H.P. 1321, L.D. 1756, Bill, "AN ACT Relating to
Involuntary Admission."

10
11
12
13
14
15
16

Amend the amendment in the 2nd paragraph after
the title in the 7th, 8th and 9th lines (page 1,
lines 20 to 22 in amendment) by striking out every-
thing after the word and punctuation "following:" and
inserting in its place the following: 'a substantial
and reasonable risk of serious physical harm or
serious mental injury to others'

17
18
19

Further amend the amendment by striking out the
4th paragraph after the title and inserting in its
place the following:

20
21
22
23
24
25
26

'Further amend the bill in that part designated
"§2665." in subsection 4, paragraph A (page 5, lines
36 to 38 in L.D.) by striking out the 2nd sentence
and inserting in its place the following: 'On a
motion of the client or his counsel, the hearing may
be continued for cause for a period not to exceed 10
additional days.'

27
28

Further amend the amendment by striking out the
last paragraph before the Statement of Fact.

29

STATEMENT OF FACT

30
31
32
33
34
35
36

This amendment restores the criteria of both a
substantial and a reasonable risk of harm. It also
retains the original bill's criterion of physical
harm, which was inadvertently left out of the orig-
inal amendment, and deletes the criterion of mental
impairment, which is considered too vague. The cur-
rent language balances the risks both to the client

HOUSE AMENDMENT "A" to HOUSE AMENDMENT "A" to H.P. 1321, L.D. 1756

1 and the person considered to be at risk, and offers
2 the court a clearer basis for determinations.

3 This amendment also restores the 10-day period of
4 continuance, which the first House amendment had
5 deleted, but limits it to continuations for cause
6 requested by the client or his counsel, not to those
7 requested by any party.

8

4593062183

Filed by Rep. Nelson of Portland
Reproduced and distributed under the direction of the Clerk of
the House
6/22/83 (Filing No. H-415)