

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)

FIRST REGULAR SESSION

ONE HUNDRED AND THIRTEENTH LEGISLATURE

Legislative Document

NO. 634

H.P. 467 House of Representatives, March 5, 1987
Reference to the Committee on Judiciary suggested and
ordered printed.

EDWIN H. PERT, Clerk
Presented by Representative SEAVEY of Kennebunkport.
Cosponsored by Representatives STANLEY of Cumberland,
ZIRNKILTON of Mount Desert and ANTHONY of South Portland.

STATE OF MAINE

IN THE YEAR OF OUR LORD
NINETEEN HUNDRED AND EIGHTY-SEVEN

AN ACT Limiting the Liability of Directors
and Officers of Charitable
Organizations.

1
2
3
4

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

7 Sec. 1. 13-A MRSA §102, sub-§§4-A, 9-A and 16-A
8 are enacted to read:

9 4-A. Charitable organization. "Charitable orga-
10 nization" means any nonprofit organization which
11 qualifies as tax-exempt under the United States In-
12 ternal Revenue Code, Section 501(c), as amended from
13 time to time.

14 9-A. Director. "Director" means a person who
15 serves without compensation on the board of trustees

1 or board of directors of a charitable organization or
2 society organized or incorporated in this State or
3 having a principal place of business in this State.

4 16-A. Officer. "Officer" means a person who
5 serves without compensation as an officer of a chari-
6 table organization or society organized or incorpo-
7 rated in this State or having a principal place of
8 business in this State.

9 Sec. 2. 13-A MRSA §721 is enacted to read;
10 §721. Liability of directors and officers

11 Directors and officers shall not be liable for
12 damages for bodily injury, personal injury or proper-
13 ty damage if the claim for damages arises from an act
14 committed in good faith and without willful or wanton
15 negligence in the course of an activity carried on to
16 accomplish the charitable purposes of the organiza-
17 tion or society.

18 STATEMENT OF FACT

19 This bill seeks to limit the liability of direc-
20 tors and officers of a charitable corporation.

21 0423021887