

MAINE STATE LEGISLATURE

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FIRST REGULAR SESSION

ONE HUNDRED AND THIRTEENTH LEGISLATURE

Legislative Document

NO. 923

H.P. 682 House of Representatives, March 25, 1987
Reference to the Committee on Judiciary suggested and
ordered printed.

EDWIN H. PERT, Clerk
Presented by Representative PARADIS of Augusta.
Cosponsored by Representative CONLEY of Portland,
Senators BRANNIGAN of Cumberland and PERKINS of Hancock.

STATE OF MAINE

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

1 AN ACT to Amend the Maine Tort Claims Act.
2

3 Be it enacted by the People of the State of Maine as
4 follows:

5 Sec. 1. 14 MRSA §8112, sub-§1, as repealed and
6 replaced by PL 1977, c. 578, §4, is amended to read:

7 1. When the governmental entity is not liable. A
8 governmental entity may, in its discretion and, with
9 the consent of the employee, shall assume the defense
10 of and may shall indemnify any employee against a
11 claim which arises out of an act or omission occur-
12 ring within the course or scope of his employment and
13 for which the governmental entity is not liable, sub-
14 ject to subsection 2.

