

MAINE STATE LEGISLATURE

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114th MAINE LEGISLATURE

SECOND REGULAR SESSION - 1990

Legislative Document

No. 2115

H.P. 1530

House of Representatives, January 5, 1990

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 26.

Reference to the Committee on Human Resources suggested and ordered printed.

A handwritten signature in cursive script that reads "Ed Pert".

EDWIN H. PERT, Clerk

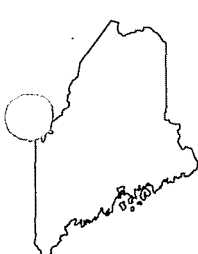
Presented by Representative NUTTING of Leeds.

Cosponsored by Representative BURKE of Vassalboro and Representative WHITCOMB of Waldo.

STATE OF MAINE

IN THE YEAR OF OUR LORD
NINETEEN HUNDRED AND NINETY

An Act Regarding Preliminary Protection Orders in Child Protective Cases.



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

2
4 22 MRSA §4034, sub-§2, as enacted by PL 1979, c. 733, §18,
is amended to read:

6 2. Order. If the court finds by a preponderance of the
8 evidence presented in the sworn summary or otherwise that there
10 is an immediate risk of serious ~~harm~~ injury to the child, it may
12 order any disposition under section 4036. A preliminary
14 protection order shall automatically expire at the time of the
issuing of a final protection order under section 4035.

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STATEMENT OF FACT

This bill changes the circumstances under which the court
may issue a preliminary protection order. Currently, it may do
so if it finds an immediate risk of serious harm, which includes
physical, emotional and sexual abuse. This bill allows a
preliminary order only if the court finds an immediate risk of
serious injury, which is limited to physical injury or impairment.