

MAINE STATE LEGISLATURE

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STATE OF MAINE
SENATE
115TH LEGISLATURE
FIRST REGULAR SESSION

SENATE AMENDMENT "D " to COMMITTEE AMENDMENT "A" to H.P. 210, L.D. 301, Bill, "An Act to Promote the Emotional Health of Children During Periods of Stress"

Amend the amendment in section 1 in that part designated "§9-C." in subsection 3 in the last line (page 2, line 9 in amendment) by inserting after the following: "program." the following: 'The rules must take into account issues of family violence and must provide for waiver of the attendance requirement in appropriate circumstances related to acquisition of comparable information obtained from other sources, lack of transportation, lack of child care, distance of residence from the program site or other factors that would cause attendance to be an excessive burden on a party to the case or in other circumstances when the underlying purpose of the requirement would not be furthered by attendance. Application for a waiver of the attendance requirement, whether or not granted, does not prejudice a party in the determination of the underlying legal issues of the case. A party that is granted a waiver must be deemed in compliance with the attendance requirement.

A. The rules must specify that, notwithstanding Title 19, section 214, subsection 4-B; Title 19, section 581, subsection 4-B; and Title 19, section 752, subsection 4-B, attendance of a party at a parental educational program may not be required if:

(1) The party has a history of domestic abuse or violence as evidenced by that party having:

(a) Brought an action for protection from abuse pursuant to Title 19, chapter 14;

(b) Sought other protections from the court because of domestic abuse or violence;

