## MAINE STATE LEGISLATURE

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# 116th WAINE LEGISLATURE

### FIRST REGULAR SESSION-1993

Legislative Document

No. 267

H.P. 205

House of Representatives, February 2, 1993

An Act Concerning Court Approval of Minor Settlements.

Reference to the Committee on Judiciary suggested and ordered printed.

JOSEPH W. MAYO, Clerk

Presented by Representative LIPMAN of Augusta. Cosponsored by Senator: CARPENTER of York.

Вe	iŧ	enacted	by	the	Peor	ole of	the	State	of	Maine	as	follows

Sec. 1. 14 MRSA §1605, as enacted by PL 1979, c. 540, §17-A, is amended to read:

### §1605. Settlements to be approved by court

No settlement of any action brought in behalf of an infant by next friend or defended on his the infant's behalf by guardian or quardian ad litem shall-be is valid unless approved by the court in which the action is pending, or affirmed by an entry of judgment. If no action has been commenced, an infant by next 12 friend may apply to any court in which an action based on the 14 claim of the infant could have been commenced for an order approving the settlement of any such claim. An order approving such a settlement shall-have has the effect of a judgment. The 16 court may make all necessary orders for protecting the interests of the infant, including without limitation requiring that funds 18 be disbursed through establishment of a trust, and may require 20 the guardian ad litem or next friend to give bond to truly account for all money received in behalf of the infant.

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#### STATEMENT OF FACT

This bill specifically permits the court to allow disbursal of funds through a trust in settlements of actions brought on behalf of infants.