

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)



116th MAINE LEGISLATURE

FIRST REGULAR SESSION-1993

Legislative Document

No. 627

S.P. 191

In Senate, February 23, 1993

An Act to Amend the Adult Protective Services Act.

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

A handwritten signature in cursive script that reads "Joy J. O'Brien".

JOY J. O'BRIEN
Secretary of the Senate

Presented by Senator BUSTIN of Kennebec.
Cosponsored by Senators: PARADIS of Aroostook, TITCOMB of Cumberland,
Representatives: GWADOSKY of Fairfield, HOLT of Bath, MELENDY of Rockland,
PARADIS of Augusta, TREAT of Gardiner.

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

4 Sec. 1. 22 MRSA §3479-A, sub-§3 is enacted to read:

6 3. Immunity from civil liability. A person who in good
8 faith has made a report under this subchapter and who discloses
10 the contents of the report to a prospective or current employer
12 of the person suspected of abuse, neglect or exploitation is
14 immune from any civil liability.

16 STATEMENT OF FACT

18 This bill allows a current employer or other person who in
20 good faith has reported an individual to the Department of Human
22 Services for suspected abuse, neglect or exploitation to share
24 this information with a person seeking an employment reference or
26 anyone currently employing such an individual. Because of the
time involved to investigate complaints, persons suspected of
abuse whose employment has been terminated at one facility are
often immediately employed by a facility that has no knowledge of
the reported abuse. This bill protects individuals who share
this information of suspected abuse and encourages facilities
that have terminated from employment suspected abusers to
exchange complete employment information.