

MAINE STATE LEGISLATURE

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116th MAINE LEGISLATURE

FIRST REGULAR SESSION-1993

Legislative Document

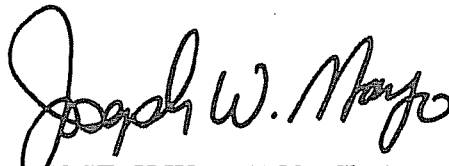
No. 1145

H.P. 840

House of Representatives, April 1, 1993

**An Act to Change the Maine Rules of Evidence That Currently Allow
the Admission of Subsequent Remedial Measures as Evidence of
Negligence.**

Reference to the Committee on Judiciary suggested and ordered printed.


JOSEPH W. MAYO, Clerk

Presented by Representative DiPIETRO of South Portland.
Cosponsored by Representatives: KERR of Old Orchard Beach, NASH of Camden, PLOURDE
of Biddeford.

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

Sec. 1. 14 MRSA §1403 is enacted to read:

§1403. Admission of evidence

Notwithstanding the Maine Rules of Evidence, Rule 407 or any other rule or provision of law, when measures are taken after an event that, if taken prior to the event, would have made the event less likely to occur, evidence of those measures is not admissible.

STATEMENT OF FACT

This bill reverses current practice in the State by prohibiting the introduction of evidence in court when the evidence is related to steps taken after an accident to correct a condition that may have contributed to the accident. The purpose of this bill is to promote public safety by allowing the correction of unsafe conditions without prejudice to a person's legal situation.