

MAINE STATE LEGISLATURE

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116th MAINE LEGISLATURE

FIRST REGULAR SESSION-1993

Legislative Document

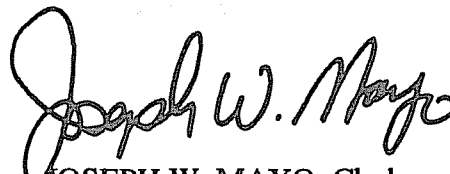
No. 1235

H.P. 911

House of Representatives, April 12, 1993

An Act Concerning State Claims.

Reference to the Committee on Legal Affairs suggested and ordered printed.


JOSEPH W. MAYO, Clerk

Presented by Representative MELENDY of Rockland.
Cosponsored by Representatives: BOWERS of Washington, DAGGETT of Augusta.

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

2
3 Sec. 1. 5 MRSA §1510-A, sub-§3, as amended by PL 1987, c. 395,
4 Pt. A, §19, is further amended to read:

6 3. Appeal from departmental decisions. Any claim
7 disapproved in whole or part by a state agency hearing that claim
8 under subsection 1 may be appealed to the State Claims Commission
9 within 30 days from the disapproval or partial disapproval. At
10 the time of notification of total or partial disapproval of a
11 claim, the state agency shall notify the claimant of the right of
12 appeal to the commission and the 30-day limitation. The State
13 Claims Commission shall hear de novo any claim so appealed.

14
15 Any payment resulting from a decision of the State Claims
16 Commission on a claim submitted to it under this subsection shall
17 must be paid by the state agency or agencies found responsible by
18 the State Claims Commission or, if there is no clearly
19 identifiable responsible state agency, the payment shall must be
20 paid from the state contingent fund.

22
23
24 **STATEMENT OF FACT**

25
26 This bill requires a state agency disapproving a claim or
27 part of a claim against it to notify the claimant of the right to
28 appeal to the State Claims Commission within 30 days of the
29 disapproval.
30