MAINE STATE LEGISLATURE

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116th MAINE LEGISLATURE

SECOND REGULAR SESSION-1994

Legislative Document

No. 1605

H.P. 1197

House of Representatives, January 3, 1994

Resolve, Authorizing Glenn Greenlaugh to Sue the State.

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 26. Received by the Clerk of the House on December 29, 1993. Referred to the Committee on Legal Affairs and 1200 ordered printed pursuant to Joint Rule 14.

JOSEPH W. MAYO, Clerk

Presented by Representative TOWNSEND of Eastport. (By Request)

Sec. 1. Authorization to sue the State. Resolved: 2 notwithstanding any statute or common law to the contrary, Glenn Greenlaugh of Lubec, who claims to have suffered damages as a result of the State's failure to properly investigate the charges 4 alleged child abuse, or his legal representative, authorized to bring a civil action against the State, but not б against individual past or present employees of the State.

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This action may be brought in Washington County Superior Court within one year from the date this resolve is approved. Liability and damages, including punitive damages, must be determined according to state law as in litigation between individuals. The action may be heard by a Justice of the Superior Court or by a jury. The Maine Rules of Civil Procedure govern the conduct of the action. The Attorney General shall appear, answer and defend the action.

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The Treasurer of State shall pay any judgment, including costs and interest, on final process issued by the Superior Court or, if applicable, the Supreme Judicial Court. Recovery may not exceed \$75,000, including costs and interest.

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STATEMENT OF FACT

This resolve authorizes Glenn Greenlaugh to sue the State for damages resulting from the State's failure to properly investigate the charges of alleged child abuse against Mr. Greenlaugh.

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This document has not yet been reviewed to determine the cross-reference, stylistic \mathbf{and} other amendments to conform existing law to current drafting standards.