

MAINE STATE LEGISLATURE

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DATE: 3/24/97

(Filing No. S- 63)

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STATE AND LOCAL GOVERNMENT

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Reported by: Senator Libby

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STATE OF MAINE
SENATE
118TH LEGISLATURE
FIRST REGULAR SESSION

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COMMITTEE AMENDMENT "A" to S.P. 46, L.D. 156, Bill, "An Act to Amend the Charter of the Loring Development Authority as It Pertains to Immunity of the Authority"

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Amend the bill by striking out all of section 1 (page 1, lines 20 to 33 in L.D.) and inserting in its place the following:

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'Sec. 1. 5 MRSA §13080-B, sub-§4, as amended by PL 1993, c. 729, §4, is further amended to read:

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4. Liability. The liability of the authority is governed by the Maine Tort Claims Act, Title 14, chapter 741. ~~Trustees serving on the board~~ A member of the authority, a member of a board of the authority and an employee of the authority may not be subject to any personal liability for having acted in the service of their duty as board members of the authority within the course and scope of membership or employment to carry out a power or duty under this chapter. The authority shall indemnify a member of the authority, a member of a board of the authority and an employee of the authority against expenses actually and necessarily incurred in connection with the defense of an action or proceeding in which the member or employee is made a party by reason of past or present association with the authority.'

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SUMMARY

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This amendment replaces the original bill and adds to the existing language, which retains the provision of the Maine Tort Claims Act, while still providing a broadening of the limitation of liability for board members and employees of the Loring Development Authority.

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COMMITTEE AMENDMENT