MAINE STATE LEGISLATURE

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118th MAINE LEGISLATURE

FIRST REGULAR SESSION-1997

Legislative Document

No. 156

S.P. 46

In Senate, January 14, 1997

An Act to Amend the Charter of the Loring Development Authority as It Pertains to Immunity of the Authority.

(EMERGENCY)

Reference to the Committee on State and Local Government suggested and ordered printed.

JOY J. O'BRIEN Secretary of the Senate

Presented by Senator KIEFFER of Aroostook.
Cosponsored by Representative ROWE of Portland and
Senators: AMERO of Cumberland, PARADIS of Aroostook, Representatives: BELANGER
of Caribou, CLUKEY of Houlton, DONNELLY of Presque Isle, O'NEAL of Limestone,
VIGUE of Winslow, WATERHOUSE of Bridgton.

2	Emergency preamble. Whereas, Acts of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and
4	
6	Whereas, appointments to the board of trustees of the Loring Development Authority will take place soon; and
8	Whereas, in order to appoint qualified members to the board, this piece of legislation must take effect before the 90 days
10	after adjournment; and
12	Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of
14	Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and
16	safety; now, therefore,
18	Be it enacted by the People of the State of Maine as follows:
20	Sec. 1. 5 MRSA §13080-B, sub-§4, as amended by PL 1993, c. 729, §4, is repealed and the following enacted in its place:
22	4. Liability. A member of the authority, a member of any
24	board of the authority and an employee of the authority may not be subject to any personal liability for having acted within the
26	course and scope of membership or employment to carry out any power or duty under this chapter. The authority shall indemnify
28	any member of the authority, any member of any board of the authority and any employee of the authority against expenses
30	actually and necessarily incurred by membership or employment in connection with the defense of any action or proceeding in which
32	the member or employee is made a party by reason of past or present association with the authority.
34	Emergency clause. In view of the emergency cited in the
36	preamble, this Act takes effect when approved.
38	SUMMARY
40	This bill broadens the limitations of liability for the
42	board members and employees of the Loring Development Authority.