

MAINE STATE LEGISLATURE

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MAJORITY
LEGAL AND VETERANS AFFAIRS

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
118TH LEGISLATURE
SECOND REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 1476, L.D. 2075, "Resolve, to Allow David Prentiss to Sue the State of Maine"

Amend the resolve in section 1 in the first paragraph in the last 4 lines from the end (page 1, lines 28 to 31 in L.D.) by striking out the following: 'and against individual past and present employees of the Department of Environmental Protection who are covered by liability insurance'

Further amend the resolve in section 1 in the 3rd paragraph in the 5th to .7th lines (page 1, lines 43 to 45 in L.D.) by striking out the following: ', and may not exceed the amount of liability insurance coverage of individual employees of the Department of Environmental Protection'

Further amend the resolve by inserting at the end before the summary the following:

FISCAL NOTE

This resolve allows the State to be sued up to a maximum amount of \$250,000, including costs and interest. If the plaintiff is successful, a General Fund appropriation for the recovery will be necessary. In addition to the plaintiff's award and not subject to the limit, an additional General Fund appropriation may be required by the Department of the Attorney General to defend the claim utilizing outside counsel. The amount and timing of the appropriations will depend on when the suit is filed and its outcome.

COMMITTEE AMENDMENT

2 The Judicial Department can absorb the additional workload
and administrative costs associated with this individual case
4 within its existing resources. An additional filing fee will
increase General Fund revenue by a minor amount.'

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SUMMARY

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This amendment removes authorization for Mr. Prentiss to sue
individual past and present employees of the Department of
12 Environmental Protection.

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The amendment also adds a fiscal note to the bill.