

MAINE STATE LEGISLATURE

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119th MAINE LEGISLATURE

FIRST REGULAR SESSION-1999

Legislative Document

No. 1087

H.P. 764

House of Representatives, February 9, 1999

**An Act to Require the Department of Human Services to Provide
Disclosure in Child Protection Proceedings.**

Reference to the Committee on Health and Human Services suggested and ordered printed.

A handwritten signature in black ink that reads "Joseph W. Mayo".

JOSEPH W. MAYO, Clerk

Presented by Representative PLOWMAN of Hampden.
Cosponsored by Representatives: BRAGDON of Bangor, GILLIS of Danforth, JABAR of
Waterville, MAYO of Bath, NASS of Acton, SCHNEIDER of Durham, TUTTLE of Sanford,
Senator: BENOIT of Franklin.

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

4 **Sec. 1. 22 MRSA §4005-D is enacted to read:**

6 **§4005-D. Right to information**

8 A person accused of abuse, neglect or other wrongdoing with
10 respect to a child in a child protection proceeding is entitled
12 to disclosure by the department and any investigating agency of
14 all records and reports that the person would be entitled to
16 under law or court rules if the person were an accused in a
18 criminal trial. Such information must also be made part of the
20 record of the proceeding.

16 **SUMMARY**

18 This bill provides that a person accused of wrongdoing in a
20 child protection proceeding is entitled to disclosure of records
and reports relating to the proceeding and the investigation from
the Department of Human Services and any investigating agency.