

# MAINE STATE LEGISLATURE

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# 120th MAINE LEGISLATURE

## FIRST REGULAR SESSION-2001

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Legislative Document

No. 447

H.P. 357

House of Representatives, February 1, 2001

**Resolve, Authorizing Sharon Huff and Raymond Huff to Sue the State.**

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Reference to the Committee on Legal and Veterans Affairs suggested and ordered printed.

*Millicent M. MacFarland*

MILLICENT M. MacFARLAND, Clerk

Presented by Representative O'NEIL of Saco.  
Cosponsored by Representatives: BRANNIGAN of Portland, DUDLEY of Portland,  
MENDROS of Lewiston, O'BRIEN of Augusta, QUINT of Portland, RICHARDSON of  
Brunswick, Senator: McALEVEY of York.

**Sec. 1. Sharon Huff and Raymond Huff authorized to sue the State.**

2 **Resolved:** That, notwithstanding any statute or common law to the  
contrary, Sharon Huff and Raymond Huff, individually and on  
4 behalf of their minor daughter, Kristina Huff, who claim to have  
suffered damages as a result of the Department of Human Services'  
6 placement of Richard J. Huff into their household, are authorized  
to bring a civil action against the State.

8  
This action may be brought in the York County Superior Court  
10 within one year from the enactment of this resolve. Liability  
and damages, including punitive damages, must be determined  
12 according to state law as in litigation between individuals.  
This action may be heard by a Justice of the Superior Court or by  
14 a jury. The Maine Rules of Civil Procedure govern the conduct of  
the action. The Attorney General shall appear, answer and defend  
16 the action.

18 The Treasurer of State shall pay any judgment, including  
costs and interest, on final process issued by the Superior Court  
20 or, if applicable, the Supreme Judicial Court.

22  
**SUMMARY**

24 This resolve authorizes Sharon Huff and Raymond Huff,  
26 individually and on behalf of their minor daughter, Kristina  
Huff, to bring a civil action against the State for damages  
28 resulting from the alleged negligence of the Department of Human  
Services concerning the placement of Richard J. Huff in their  
30 household.