

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied  
(searchable text may contain some errors and/or omissions)



# 121st MAINE LEGISLATURE

## FIRST REGULAR SESSION-2003

---

Legislative Document

No. 515

H.P. 400

House of Representatives, February 6, 2003

### An Act To Require Litigation Bonding

---

Reference to the Committee on Judiciary suggested and ordered printed.

*Millicent M. MacFarland*  
MILLICENT M. MacFARLAND  
Clerk

Presented by Representative DAIGLE of Arundel.  
Cosponsored by Senator KNEELAND of Aroostook and  
Representatives: CLARK of Millinocket, McGLOCKLIN of Embden, PERRY of Bangor,  
SAVIELLO of Wilton, Senator: SAWYER of Penobscot.

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

4 **CONCEPT DRAFT**  
6 **SUMMARY**

8 This bill is a concept draft pursuant to Joint Rule 208.

10 This bill proposes to require an individual or organization  
12 that brings suit against a business or agricultural entity to  
14 post a bond if the court action has the effect of delaying or  
16 interrupting the business or agricultural activity, including  
18 plans to expand. This requirement would apply only if the  
business or agricultural entity had obtained the proper permits,  
was in compliance with local ordinances and state laws and was  
operating in a "best management practices" manner. If the  
business or agricultural entity prevailed in court, the bond  
would be used to provide restitution for legal fees, court costs  
and lost revenue caused by the delay.