

# MAINE STATE LEGISLATURE

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R. 013

L.D. 730

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DATE: 5-15-03

(Filing No. H-383)

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STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
121ST LEGISLATURE  
FIRST REGULAR SESSION

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HOUSE AMENDMENT "A" to COMMITTEE AMENDMENT "A" to H.P. 536,  
L.D. 730, "Resolve, Allowing Christy Reposa and Michaela  
Corbin-Bumford to Sue the State"

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Amend the amendment by striking out the substitute title and  
replacing it with the following:

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'Resolve, Allowing Christy Reposa To Sue the State'

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Further amend the amendment in section 1 in the 3rd line  
(page 1, line 34 in amendment) by striking out the following:  
"and John Wagg, the parents of Logan Marr, or their" and  
inserting in its place the following: ', the mother of Logan  
Marr, or her'

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Further amend the amendment in section 1 in the 4th line  
(page 1, line 35 in amendment) by striking out the following:  
"claim" and inserting in its place the following: 'claims'

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Further amend the amendment in section 1 in the 6th line  
(page 1, line 37 in amendment) by striking out the following:  
"are" and inserting in its place the following: 'is'

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Further amend the amendment in section 1 by inserting at the  
end the following:

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'The proceeds of any recovery, not including costs and  
reasonable attorney's fees as determined by the court, must be  
deposited with a 3rd-party trustee determined by counsel for  
Christy Reposa, subject to approval by the court, and disbursed  
only to pay for postsecondary educational expenses for a sibling  
of Logan Marr. If these proceeds so deposited are not disbursed  
to pay for postsecondary educational expenses for a sibling of  
Logan Marr, they must be deposited in the Victims' Compensation  
Fund established in Title 5, section 3360-H and, notwithstanding  
Title 5, chapter 316-A, used only for the payment of claims  
arising under Title 5, chapter 316-A based on a crime against a  
person who has not attained 18 years of age.'

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**SUMMARY**

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6 This amendment removes the authority for John Wagg to sue  
8 the Department of Human Services. It provides that the proceeds  
10 of any recovery by Christy Reposa in her suit against the  
12 Department of Human Services, not including costs and reasonable  
14 attorney's fees as determined by the court, must be deposited  
16 with a 3rd-party trustee determined by counsel for Christy  
18 Reposa, subject to approval by the court, and disbursed only to  
20 pay for postsecondary educational expenses for a sibling of Logan  
Marr. If these proceeds so deposited are not disbursed to pay  
for postsecondary educational expenses for a sibling of Logan  
Marr, they must be deposited in the Victims' Compensation Fund  
established in the Maine Revised Statutes, Title 5, section  
3360-H and, notwithstanding Title 5, chapter 316-A, used only for  
the payment of claims arising under Title 5, chapter 316-A based  
on a crime against a person who has not attained 18 years of age.

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**FISCAL NOTE REQUIRED**  
(See attached)

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SPONSORED BY:   
(Representative TWOMEY)

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TOWN: Biddeford

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**121st Maine Legislature  
Office of Fiscal and Program Review**



**LD 730**

**Resolve, Allowing Christy Reposa to Sue the State**

**LR 1457(04)**

**Fiscal Note for House Amendment " " to Committee Amendment "A"**

**Sponsor: Rep. Twomey**

**Fiscal Note Required: Yes**

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**Fiscal Note**

Potential future revenue increase - Other Special Revenue Fund

**Fiscal Detail and Notes**

This amendment adds certain restrictions on the settlement of this case. In the event that the plaintiff is successful, this bill may result in a potential future revenue increase to the Victims Compensation Fund in an amount that can not be determined at this time.