

MAINE STATE LEGISLATURE

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126th MAINE LEGISLATURE

FIRST REGULAR SESSION-2013

Legislative Document

No. 759

H.P. 510

House of Representatives, February 28, 2013

**An Act To Hold Harmless a Municipality For Volunteer or Unpaid
Labor**

Reference to the Committee on Judiciary suggested and ordered printed.

Millicent M. MacFarland
MILLICENT M. MacFARLAND
Clerk

Presented by Representative KNIGHT of Livermore Falls.

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

2 **Sec. 1. 14 MRSA §8104-B, sub-§7**, as amended by PL 1999, c. 456, §1, is
3 further amended to read:

4 **7. Certain services.** A decision not to provide communications, heat, light, water,
5 electricity or solid or liquid waste collection, disposal or treatment services; ~~and~~

6 **Sec. 2. 14 MRSA §8104-B, sub-§8**, as enacted by PL 1999, c. 456, §2, is
7 amended to read:

8 **8. Failure or malfunction of computer.** The direct or indirect failure or
9 malfunction of computer hardware, computer software or any device containing a
10 computer processor or chip that fails to accurately or properly recognize, calculate,
11 display, sort or otherwise process dates or times as a result of the Year 2000 problem.
12 This provision applies to failures or malfunctions occurring before January 2, 2001.

13 For purposes of this section, the "Year 2000 problem" means complications associated
14 with using a 2-digit field to represent a year and its result on the year change from 1999
15 to 2000. These complications may include, but are not limited to:

- 16 A. Erroneous date calculations;
- 17 B. An ambiguous interpretation of the term "00";
- 18 C. The failure to recognize the year 2000 as a leap year;
- 19 D. The use of algorithms that use the term "99" or "00" as a flag for another
20 function;
- 21 E. Problems arising from the use of applications, software or hardware that are date
22 sensitive; and
- 23 F. The inability to distinguish between centuries; ~~and~~

24 **Sec. 3. 14 MRSA §8104-B, sub-§9** is enacted to read:

25 **9. Activities of volunteers, unpaid employees and persons performing**
26 **community service for a municipality.** The activity of a volunteer, unpaid employee or
27 **a person performing community service for a municipality.**

28 **SUMMARY**

29 This bill makes a municipality immune from liability for the activity of a volunteer,
30 unpaid employee or a person performing community service for the municipality.