

MAINE STATE LEGISLATURE

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L.D. 21

Date: 3-30-17

(Filing No. H-22)

JUDICIARY

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**STATE OF MAINE
HOUSE OF REPRESENTATIVES
128TH LEGISLATURE
FIRST REGULAR SESSION**

COMMITTEE AMENDMENT "A" to H.P. 22, L.D. 21, Bill, "An Act To Amend the Law Regarding the Execution of Temporary Powers of Attorney"

Amend the bill in section 1 in paragraph (4) by inserting at the end a new blocked paragraph to read:

'Without regard to whether an organization is included or excluded by the terms of this paragraph, nothing in this section changes the restrictions on the unauthorized practice of law as provided in Title 4, section 807 with regard to the preparation of powers of attorney.'

SUMMARY

This amendment adds language to make clear that preparation of the powers of attorney contemplated by the current law must be in compliance with current law prohibiting the unauthorized practice of law.

**FISCAL NOTE REQUIRED
(See attached)**

COMMITTEE AMENDMENT



128th MAINE LEGISLATURE

LD 21

LR 468(02)

An Act To Amend the Law Regarding the Execution of Temporary Powers of Attorney

Fiscal Note for Bill as Amended by Committee Amendment *A. (H-22)*

Committee: Judiciary

Fiscal Note Required: Yes

Fiscal Note

Minor savings - General Fund

Fiscal Detail and Notes

This bill exempts nonprofit hospitals from the requirement that organizations that assist parents or guardians with the process of executing a power of attorney for the temporary care of a minor ensure that a background check is completed for the agent and any adult members of the agent's household, which should reduce the number of screenings for child and adult abuse, neglect or exploitation obtained through the Department of Health and Human Services (DHHS). Any savings to DHHS from the changes in this bill are expected to be minor.