

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE
ONE HUNDRED AND SEVENTEENTH LEGISLATURE

FIRST REGULAR SESSION
December 7, 1994 to June 30, 1995

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FIRST REGULAR SESSION
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IN ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,
TITLE 3, SECTION 163-A, SUBSECTION 4

J.S. McCarthy Company
Augusta, Maine
1995

CHAPTER 191

S.P. 462 - L.D. 1258

**An Act to Amend Laws Regarding
False Claims for Payment or
Approval by the Department of
Human Services****Be it enacted by the People of the State of
Maine as follows:****Sec. 1. 22 MRSA §15, first ¶**, as enacted by PL 1981, c. 242, §2, is amended to read:

Any person, firm, association, partnership, corporation or other legal entity who makes or causes to be made or presents or causes to be presented for payment or approval any claim upon or against the department or upon any funds administered by the department, knowing such claim to be false, fictitious or fraudulent or who, for the purpose of obtaining or aiding another to obtain the payment or approval of such a claim, makes any false written statement or submits any false document ~~which he~~ that the person does not believe to be true, or who enters into any agreement, combination or conspiracy to defraud the department by obtaining the payment or approval of any false, fictitious or fraudulent claim, shall, in addition to any criminal liability ~~which that~~ may be provided by law, be subject to civil suit by this State in the Superior Court for recovery of ~~damages~~ civil penalties to include the following:

Sec. 2. 22 MRSA §15, sub-§3, as enacted by PL 1981, c. 242, §2, is amended to read:

3. Payment of civil penalties. Payment of ~~damages~~ civil penalties, without regard to the amount in controversy, in an amount which is threefold the amount of such excess benefits or payments as set forth in subsection 1, but in any case not less than \$2,000 for each false claim for assistance, benefits or payments, or for each document submitted in support of such false claim, whichever is the greater amount; ~~and~~

Sec. 3. 22 MRSA §15, sub-§4, as enacted by PL 1981, c. 242, §2, is amended to read:**4. Cost of the suit.** Cost of the suit;**Sec. 4. 22 MRSA §15, sub-§§5 and 6** are enacted to read:**5. Costs of investigation.** Costs of investigation; and**6. Attorney's fees.** Attorney's fees.

See title page for effective date.

CHAPTER 192

S.P. 393 - L.D. 1081

**An Act to Allow Part-time Police
Officers to Acquire Liquor Licenses****Be it enacted by the People of the State of
Maine as follows:****Sec. 1. 28-A MRSA §601, sub-§2, ¶F**, as enacted by PL 1987, c. 45, Pt. A, §4, is amended to read:F. A full-time law enforcement officer benefits financially either directly or indirectly;

See title page for effective date.

CHAPTER 193

S.P. 340 - L.D. 945

**An Act to Allow Candidates to
Donate Surplus Campaign Funds to
Charitable and Educational
Institutions****Be it enacted by the People of the State of
Maine as follows:****Sec. 1. 21-A MRSA §1017, sub-§8, ¶F**, as amended by PL 1991, c. 839, §21 and affected by §34, is further amended to read:F. Repaying any loans or retiring any other debts incurred to defray campaign expenses of the candidate; ~~and~~**Sec. 2. 21-A MRSA §1017, sub-§8, ¶G**, as enacted by PL 1991, c. 839, §21, is amended to read:G. Paying for any expense incurred in the proper performance of the office to which the candidate is elected, as long as each expenditure is itemized on expenditure reports; and**Sec. 3. 21-A MRSA §1017, sub-§8, ¶H** is enacted to read:H. A gift to a charitable or educational organization that is not prohibited, for tax reasons, from receiving such a gift.

See title page for effective date.