

PLEASE NOTE: Legislative Information **cannot** perform research, provide legal advice, or interpret Maine law. For legal assistance, please contact a qualified attorney.

Amend the bill by striking out all of section 2 (page 1, lines 9 to 18 in L.D.) and inserting the following:

‘**Sec. 2. 20-A MRSA §4009, sub-§3**, as enacted by PL 1981, c. 693, §§5 and 8, is amended to read:

**3. Effect on civil liability; construction.** This section may not be construed to increase the scope of potential civil liability of a teacher or other person entrusted with the care or supervision of a person for special or limited purposes. Nothing in this section may be construed to limit any duty imposed on a school district regarding standards governing the use of time out or restraints.’

### SUMMARY

This amendment is the minority report of the Joint Standing Committee on Education and Cultural Affairs.

This amendment clarifies that the limited civil immunity provided to teachers and others for the reasonable use of force against a person creating a disturbance may not be construed to limit any duty imposed on a school district regarding standards governing the use of time out or restraints.

### FISCAL NOTE REQUIRED

(See attached)