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**STATE OF MAINE
SENATE
126TH LEGISLATURE
FIRST REGULAR SESSION**

COMMITTEE AMENDMENT “ ” to S.P. 282, L.D. 744, Bill, “An Act To Extend the Statute of Limitations on Certain Civil Professional Negligence Suits”

Amend the bill in section 1 in §853 in the paragraph in the 2nd and 3rd lines (page 1, lines 6 and 7 in L.D.) by striking out the following: "~~section sections 2902 and 2902-B~~" and inserting the following: 'section 2902 and, until July 1, 2017, section 2902-B'

Amend the bill by striking out all of section 3 and inserting the following:

'Sec. 3. 24 MRSA §2902-B is enacted to read:

§2902-B. Statute of limitations for mental health professionals for claims based on sexual acts

1. Limitation. Except as provided in Title 14, section 752-C, actions for professional negligence based on a sexual act engaged in by a professional listed in subsection 3 with a person during the period of time that person was a patient or client of the professional must be commenced within 6 years after the cause of action accrues. For purposes of this section, a cause of action accrues on the date of the act or omission giving rise to the injury.

2. Definitions. As used in this section, the following terms have the following meanings.

A. "Patient or client" means a person who receives counseling or treatment from a professional listed in subsection 3.

B. "Sexual act" means the following:

(1) A sexual act, as defined in Title 17-A, section 251, subsection 1, paragraph C; or

(2) Sexual contact, as defined in Title 17-A, section 251, subsection 1, paragraph D.

COMMITTEE AMENDMENT

