

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

An Act To Provide Limited Immunity for Road Association Directors, Commissioners and Volunteers

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

Sec. 1. 23 MRSA §3101, sub-§7 is enacted to read:

7. Immunity from suit. A commissioner, board or owner of a parcel of land who undertakes activities of a road association under this subchapter is immune from civil liability in all actions by owners or lessees of other lots for the following activities:

- A. The determination of repairs and maintenance to be undertaken;
- B. The determination of materials to be furnished or amount of money to be paid by each owner for repairs and maintenance;
- C. The collection of the money from each owner; and
- D. The awarding of a contract authorized under section 3103.

Sec. 2. 23 MRSA §3101, sub-§8 is enacted to read:

8. Environmental violations. Notwithstanding subsection 7, a commissioner, board or owner of a parcel of land is not immune from an enforcement action for a violation of law under the jurisdiction of the Department of Environmental Protection or a municipality.

Effective September 12, 2009