

MAINE STATE LEGISLATURE

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
107TH LEGISLATURE

COMMITTEE AMENDMENT "A " to H.P. 856, L.D.1070, Bill, "AN ACT Concerning the Filling of the Office of Register of Deeds."

Amend said Bill in section 1 in that part designated "§601." by adding at the end of the last paragraph 2 new sentences to read:

'Until a vacancy is filled by appointment by the Governor, the deputy register shall serve as acting register as provided in section 605. If at the time of the vacancy there is no deputy register, the clerk of courts shall perform the duties of register, as provided in section 606, until the vacancy is filled by appointment by the Governor.'

Further amend said Bill by inserting after section 1 the following:

'Sec. 2. 33 MRSA §605 is amended by adding a new paragraph at the end to read:

In case of vacancy in the office of register, in any county or registry district, the deputy register then holding such office pursuant to this section shall assume the title of acting register, be sworn as such by a dedimus justice and thereafter perform all duties and services required of a register of deeds during such vacancy, complete all unfinished business, receive the same compensation and be subject to the same liabilities as a register of deeds and his certificate shall have the same effect as if made by the register.'

Further amend said Bill by striking out all of section 2 and inserting in place thereof the following:

'Sec. 3. 33 MRSA §606, as last repealed and replaced by PL 1971, c. 230, §2, is repealed and the following enacted in place thereof:

§ 606. Clerk of courts as register

In case of vacancy in the office of register and of his deputy in any county or registry district, the clerk of the judicial courts of the same county, being first sworn, shall perform all duties and services required by a register of deeds during such vacancy, complete all unfinished business, receive the same compensation and be subject to the same liabilities as a register of deeds, and his certificate shall have the same effect as if made by the register.'

Statement of Fact

The purpose of this amendment is to provide for an orderly transition period in the case of a vacancy in the office of register of deeds.

Reported by the Committee on State Government.

Reproduced and distributed under the direction of the Clerk of the House.

5/29/75

(Filing No. H-527)