

# MAINE STATE LEGISLATURE

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STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
108TH LEGISLATURE  
FIRST REGULAR SESSION

(Filing No. H-90)

COMMITTEE AMENDMENT "A" to H.P. 492, L.D. 611, RESOLVE,  
Authorizing Vandelia T. Rowe to bring Action against the State.

Amend the resolve by striking out in the 3rd line from the end of the first paragraph (next to last line in L.D.) the words "and the" and inserting in their place the following:  
' , including interest, cost and fees, but not including punitive or exemplary damages. The'

Further amend the resolve by inserting after the first sentence of the 2nd paragraph the following sentence:

'The court shall reduce the judgment by the amount of any collateral benefits or payments, including insurance, that Vandelia T. Rowe has received or will become entitled to receive as a result of the accident.'

Further amend the resolve by striking out in the 6th line of the 2nd paragraph (5th line in L.D.) the words "with or" and inserting in their place the word 'sitting'

Statement of Fact

This amendment prohibits recovery for exemplary or punitive damages, reduces payments on a judgment by the amounts Ms. Rowe already received or is entitled to receive from medical insurance or other collateral sources relating to this accident and requires trial by a judge without a jury.

Reported by the Committee on Legal Affairs.

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