

# MAINE STATE LEGISLATURE

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STATE OF MAINE  
SENATE  
109TH LEGISLATURE  
SECOND REGULAR SESSION

COMMITTEE AMENDMENT "A" to S.P. 752, L.D. 1928, Bill, "AN ACT Increasing the Fees for Probate Proceedings."

Amend the bill by striking out everything after the enacting clause and inserting in its place the following:

'Sec. 1. 18-A MRSA §1-602, ¶(1), as enacted by PL 1979, c. 540, §1, is amended to read:

(1) For making and certifying to the register of deeds copies of devises of real estate, abstracts of petitions for appointment of a personal representative or for an elective share, and any other document for which such certification is required, ~~§4~~ §6, except as otherwise expressly provided by statute. The fee shall be paid by the personal representative, petitioner or other person filing the document to be certified when the copy of the devise or abstracts are made. Of this fee, ~~§1-50~~ §2 shall be paid by the register of probate to the register of deeds when the certified copy is furnished to him.

Sec. 2. 18-A MRSA §1-602, ¶(2), as enacted by PL 1979, c. 540, §1, is repealed and the following enacted in its place:

(2) For receiving and entering each petition to

probate a will, including foreign wills, and each petition for the administration of an estate in intestacy when the value of the estate is:

(i) Under \$10,000 or for filing a will without probate, \$5;

(ii) \$10,001 to \$20,000, \$10;

(iii) \$20,001 to \$50,000, \$25;

(iv) \$50,001 to \$100,000, \$50;

(v) \$100,001 to \$200,000, \$75; and

(vi) more than \$200,000, \$100.

Sec. 3. 18-A MRSA §1-602, ¶(6), as enacted by PL 1979, c. 540, §1, is amended to read:

(6) For filing application for involuntary hospitalization, \$5 \$10.

Sec. 4. Effective date. This Act shall take effect on January 1, 1981.'

Statement of Fact

This amendment lowers the fee increases in the bill, except in the provision on filing petitions for probate, where the graduated system based on estate value presently in the statute is simplified and extended to higher ranges.