

MAINE STATE LEGISLATURE

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1 FIRST REGULAR SESSION
2

3 ONE HUNDRED AND ELEVENTH LEGISLATURE
4

5 Legislative Document

No. 303

6
7 H.P. 253

House of Representatives, January 27, 1983

8 Received by the Clerk of the House on January 27, 1983. Referred to the
9 Committee on Judiciary, and ordered printed pursuant to Joint Rule 14.

10 EDWIN H. PERT, Clerk

Presented by Representative Foster of Ellsworth.
Cosponsor: Representative Soule of Westport.

11
12 STATE OF MAINE
13

14 IN THE YEAR OF OUR LORD
15 NINETEEN HUNDRED AND EIGHTY-THREE
16

17 AN ACT to Clarify the Statutes of
18 Limitation.
19

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

22 14 MRSA §752 is amended by adding at the end a
23 new paragraph to read:

24 Notwithstanding this Title or any other Title,
25 the date upon which a cause of action accrues shall
26 be the date upon which the aggrieved party discovers
27 or reasonably should have discovered his injury or
28 damage and the defendant's liability for the injury
29 or damage.

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STATEMENT OF FACT

This bill codifies the recent cases decided by the Supreme Judicial Court imposing the discovery rule on attorneys and physicians and applies that rule to all other statutes of limitation.

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