

MAINE STATE LEGISLATURE

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L.D. 481

(Filing No. H- 141)

STATE OF MAINE
HOUSE OF REPRESENTATIVES
111TH LEGISLATURE
FIRST REGULAR SESSION

COMMITTEE AMENDMENT " *A* " to H.P. 398,
L.D. 481, Bill, "AN ACT to Amend Maine's Wrongful
Death Law."

Amend the bill in subsection (b) by striking out
the 15th to 20th lines (page 2, lines 4 to 9 in L.D.)
and inserting in their place the following: 'deem a
fair and just compensation with reference to the
pecuniary injuries resulting from such death to the
persons for whose benefit the action is brought, and
in addition thereto shall give such dam-'

Further amend the bill in subsection (b), in the
11th line from the end (page 2, line 14 in L.D.) by
striking out the abbreviation and figure "\$50,000"
and inserting in their place the following: '~~\$50,000~~
\$100,000'

STATEMENT OF FACT

The purpose of this amendment is to delete the
change in Maine's wrongful death statute proposed by
the bill and substitute another change.

The bill sought to permit awards of damages for
wrongful deaths that included an amount reflecting
the decedent's capacity to earn money if he had
lived. This amendment deletes this change, leaving
damages to be assessed according to the actual
pecuniary loss suffered by the decedent's beneficiar-
ies.

This amendment does, however, change another
provision of the wrongful death statute which pro-
vides for damages for loss of comfort, society and

COMMITTEE AMENDMENT "A" to H.P. 398, L.D. 481

1 companionship. Current law limits the amount re-
2 coverable under this provision to \$50,000. This
3 amendment raises this amount to \$100,000.

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Reported by the Majority of the Committee on Judiciary
Reproduced and distributed under the direction of the Clerk of the
House

4/14/83

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