

MAINE STATE LEGISLATURE

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1 FIRST REGULAR SESSION
2

3 ONE HUNDRED AND ELEVENTH LEGISLATURE
4

5 Legislative Document

No. 905

6
7 H.P. 714

House of Representatives, February 28, 1983

8 Referred to the Committee on Judiciary. Sent up for concurrence and
9 ordered printed.

10 EDWIN H. PERT, Clerk

Presented by 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 Amend the Probate Fees.
18

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

21 Sec. 1. 18-A MRSA §1-602, sub-§(2), as amended
22 by PL 1981, c. 470, Pt. A, §43, is repealed and the
23 following enacted in its place:

24 (2) For receiving and entering each petition to
25 probate a will, including foreign wills, and each
26 petition for the administration of an estate in
27 intestacy when the value of the estate is:

28 (i) \$10,000 and under or for filing a will
29 without probate, \$10;

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

31 (iii) \$20,001 to \$30,000, \$30;

- 1 (iv) \$30,001 to \$40,000, \$40;
- 2 (v) \$40,001 to \$50,000, \$50;
- 3 (vi) \$50,001 to \$75,000, \$75;
- 4 (vii) \$75,001 to \$150,000, \$100;
- 5 (viii) \$150,001 to \$250,000, \$150; or
- 6 (ix) More than \$250,000, \$200.

7 **Sec. 2. 18-A MRSA §1-602, sub-§§(7) and (8) are**
8 **enacted to read:**

9 (7) For filing a joint petition for appointment
10 as guardian and conservator, \$10.

11 (8) For filing any other formal proceeding, \$5.

12 **Sec. 3. 19 MRSA §531, as amended by PL 1979, c.**
13 **733, §§7 and 8, is further amended to read:**

14 §531. Persons who may adopt

15 Any husband and wife jointly, or any unmarried
16 person, resident or nonresident of the State of
17 Maine, may petition the Probate Court to adopt a
18 person, regardless of age, and for a change of his ~~or~~
19 ~~her~~ name. The fee for filing ~~such the~~ petition shall
20 be ~~\$5~~ \$10. Jurisdiction to grant ~~such the~~ adoption
21 and change of name shall be in the county where the
22 person to be adopted lives or the county where the
23 petitioner resides or the petitioners reside or in
24 the county in which the placing agency having custody
25 of the child is located.

26 **Sec. 4. 19 MRSA §781, as amended by PL 1973, c.**
27 **451, §8, is further amended to read:**

28 §781. Petition in Probate Court

29 If a person desires to have his name changed, he
30 may petition the judge of probate in the county where
31 he resides; or, if he is a minor, his legal custodian
32 may petition in his behalf, and the judge, after due
33 notice, may change the name of ~~such the~~ person and

1 shall make and preserve a record thereof. The fee
2 for filing ~~such~~ the petition shall be ~~\$5~~ \$10.

3 STATEMENT OF FACT

4 This bill raises the probate fees for filing a
5 will, a joint petition for guardianship and conserva-
6 torship, a petition for adoption and a petition for
7 change of name. It also adds a probate fee of \$5 for
8 filing any formal proceeding currently not provided
9 for. The new fees will more adequately reflect the
10 cost of filing these papers.

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