

MAINE STATE LEGISLATURE

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L.D. 1523

(Filing No. H- 304)

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

HOUSE AMENDMENT "A" to COMMITTEE AMENDMENT "A"
to H.P. 1153, L.D. 1523, Bill, "AN ACT to Amend the
Foreclosure Laws."

Amend the Amendment by inserting after the 5th
paragraph after the title the following:

'Further amend the Bill in section 1 in that part
designated "§152." in subsection 3 in the last line
(page 2, line 10 in L.D.) by striking out the under-
lined word "and"

Further amend the Bill in section 1 in that part
designated "§152." by inserting after subsection 3
the following:

4. Exclusive jurisdiction. Original jurisdic-
tion, not concurrent with that of the Superior Court,
of mental health commitment hearings under Title 34,
chapter 229, mental retardation certification hear-
ings under Title 34, chapter 229 and small claims ac-
tions under Title 14, chapter 738; and

Further amend the Bill in that part designated
"§152." by renumbering subsection 4 to be subsection
5.'

Further amend the Amendment by striking out all
of the 6th paragraph and paragraphs G to I (page 1,
lines 31 to 35 and page 2, lines 1 to 5 in amendment)
and inserting in their place the following:

'Further amend the Bill in section 1 in that part
designated "§152." in subsection 4 by striking out
all of paragraphs E to H and inserting in their place
the following:

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1 E. Actions to foreclose mortgages under Title
2 14, chapter 713, subchapter VI; and

3 F. Actions for restitution under Title 5,
4 section 213.'

5 Further amend the Amendment in the 4th paragraph
6 before the statement of fact in the next to the last
7 line (page 3, line 8 in amendment) by striking out
8 the underlined word "or" and inserting in its place
9 the underlined word 'of'

10 Further amend the Amendment by inserting before
11 the 2nd paragraph before the statement of fact the
12 following:

13 'Further amend the Bill in section 4 in that part
14 designated "§6324." by striking out all of the 2nd
15 sentence and inserting in its place the following:
16 The mortgagee shall file a report of the sale and the
17 disbursement of the proceeds therefrom with the court
18 and shall mail a copy to the mortgagor at his last
19 known address. This report need not be accepted or
20 approved by the court, provided that the mortgagor or
21 any other party in interest may contest the account-
22 ing by motion filed within 30 days of receipt of the
23 report, but any such challenge shall be for money
24 only and shall not affect the title to the real
25 estate purchased by the highest bidder at the public
26 sale.'

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1 STATEMENT OF FACT

2 This amendment corrects an erroneous grant of
3 concurrent jurisdiction to the District Court and
4 clarifies section 4 of the bill so that the disburse-
5 ment report is mailed to the mortgagor at his last
6 known address.

7 4141052683

Filed by Rep. Soule of Westport
Reproduced and distributed under the direction of the Clerk of
the House
5/27/83 (Filing No. H-304)