

MAINE STATE LEGISLATURE

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L.D. 2400

2

(Filing No. H- 731)

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STATE OF MAINE

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HOUSE OF REPRESENTATIVES

5

112TH LEGISLATURE

6

SECOND REGULAR SESSION

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HOUSE AMENDMENT "**B**" to S.P. 958, L.D. 2400,
Bill, "AN ACT Relating to Medical and Legal Profes-
sional Liability."

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Amend the bill by striking out all of section 22
and inserting in its place the following:

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'Sec. 22. Effective date. Sections 3, 4, 5, 6,
7, 8, 9, 15, 16, except that part designated subchap-
ter VIII, 17, 18 and 19, take effect 90 days after
adjournment of the session in which they are enacted
and apply to all notices of claim and claims filed on
or after that date. The application of these sec-
tions shall not be prospective only, but apply to
claims arising prior to the effective date if action
is commenced after that date. That part of section
16 designated subchapter VIII shall take effect on
August 1, 1988. No claims previously barred by the
statute of limitations may be revived by sections 1
and 13. Application of sections 1 and 13 shall not
be prospective only, but shall apply to any notice of
claim or claim filed on or after the effective dates
of those sections. The statute of limitations appli-
cable to any suit commenced on or after the effective
date of the statute of limitations shall be the stat-
ute of limitations in effect when the claim is filed,
and not the statute in effect when the cause of ac-
tion accrued. Sections 11, 12 and 14 shall be effec-
tive on January 1, 1987, and shall apply to any no-
tices of claim filed after that date.'

HOUSE AMENDMENT "**B**" to S.P. 958, L.D. 2400

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STATEMENT OF FACT

2 The purpose of this amendment is to eliminate the
3 delayed effective date for the statutes of limita-
4 tions changes. Under the amendment, the new legal
5 and medical malpractice statutes of limitations will
6 be effective 90 days after the Legislature adjourns,
7 rather than on August 1, 1988.

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Filed by Rep. Dexter of Kingfield
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House
4/14/86 (Filing No. H-731)