

MAINE STATE LEGISLATURE

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FIRST REGULAR SESSION

ONE HUNDRED AND THIRTEENTH LEGISLATURE

Legislative Document

No. 172

S.P. 86

In Senate, February 3, 1987

Reference to the Committee on Judiciary suggested and ordered printed.

JOY J. O'BRIEN, Secretary of the Senate
Presented by Senator BRANNIGAN of Cumberland.

STATE OF MAINE

IN THE YEAR OF OUR LORD
NINETEEN HUNDRED AND EIGHTY-SEVEN

AN ACT Relating to Civil Penalty Actions.

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

14 MRSA §858 is amended to read:

§858. Limitation on actions for penalties

Actions for any penalty or forfeiture on a penal statute, brought by a person to whom the penalty or forfeiture is given in whole or in part, shall be commenced within one year after the commission of the offense. If no person so prosecutes, it may be recovered by civil action, indictment or information in the name and for the use of the State at any time within 2 6 years after the commission of the offense, and not afterwards.

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STATEMENT OF FACT

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This bill repeals the current 2-year statute of limitations so that civil penalty actions brought by the State come under the general 6-year statute of limitations.

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