

MAINE STATE LEGISLATURE

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115th MAINE LEGISLATURE

SECOND REGULAR SESSION-1992

Legislative Document

No. 2124

H.P. 1512

House of Representatives, January 9, 1992

Submitted by the Judicial Department pursuant to Joint Rule 24.
Reference to the Committee on Judiciary suggested and ordered printed.

A handwritten signature in cursive script that reads "Ed Pert".

EDWIN H. PERT, Clerk

Presented by Representative PARADIS of Augusta.

STATE OF MAINE

IN THE YEAR OF OUR LORD
NINETEEN HUNDRED AND NINETY-TWO

**An Act Regarding Recording Requirements for Proceedings Involving
Real Estate.**



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

2
4 14 MRSA §2401, sub-§3, as enacted by PL 1991, c. 125, is amended to read:

6 3. **Abstract required.** Upon the expiration of the
8 applicable appeal period or the entry of a final order on appeal,
10 an abstract of any judgment or final order of judicial
12 proceedings subject to this section must be prepared. The court
14 shall name the party or parties responsible for preparing and
recording the abstract and for paying the recording fees. The
abstract must be signed by the judge clerk of courts and contain
the provisions of the final order.

16 **STATEMENT OF FACT**

18 This bill permits the clerk of courts to sign abstracts in
20 actions that affect title to real estate, as is done in divorce
22 proceedings. The current requirement that the abstract be signed
by the trial judge is unnecessary since the abstract is a notice
rather than an order and signing the order is a ministerial act
rather than a judicial function.