

# MAINE STATE LEGISLATURE

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R. of S.

L.D. 464

(Filing No. H-46 )

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STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
116TH LEGISLATURE  
FIRST REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 361, L.D. 464, Bill, "An Act to Amend the Procedure for Settling Disputes on Construction Contract Claims"

Amend the bill in section 1 in the first paragraph in the 5th line (page 1, line 10 in L.D.) by striking out the following: "may" and inserting in its place the following: 'must'

Further amend the bill in section 1 in the first paragraph in the 7th line (page 1, line 12 in L.D.) by striking out the following: "informal mediation" and inserting in its place the following: 'alternative dispute resolution'

Further amend the bill in section 1 in the first paragraph by inserting at the end the following: 'Either the State or the contractor may, if unsatisfied by the alternative dispute resolution process, submit the dispute to binding arbitration.'

Further amend the bill by inserting at the end before the statement of fact the following:

**FISCAL NOTE**

The Department of Administrative and Financial Services, Bureau of General Services, may realize some minor savings by the expansion of the options available for settling construction contract disputes.'

**COMMITTEE AMENDMENT**

H. of S.

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STATEMENT OF FACT

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6 This amendment replaces the word "may" with the word "must,"  
8 which gives the director discretion on which type of method to  
10 use to settle a dispute, not whether or not to use it. The  
12 amendment also replaces "informal mediation" with "alternative  
dispute resolution." The amendment adds a new sentence that  
gives the State and a contractor the opportunity to use binding  
arbitration if dissatisfied. Finally, the amendment adds a  
fiscal note.

Reported by the Committee on State and Local Government  
Reproduced and distributed under the direction of the Clerk of the  
House  
3/9/93 (Filing no. H-46)