

MAINE STATE LEGISLATURE

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H. of S.

L.D. 718

(Filing No. H- 139)

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

COMMITTEE AMENDMENT "A" to H.P. 534, L.D. 718, Bill, "An Act to Amend the Recording Requirements for Proceedings Involving Real Estate"

Amend the bill in section 1 in subsection 2 in the first paragraph in the 2nd line (page 1, line 7 in L.D.) by inserting after the following: "court" the following: 'L' and in the 3rd line (page 1, line 8 in L.D.) by inserting after the following: "proceedings" the following: 'L'

Further amend the bill in section 1 in subsection 2 in the last paragraph in the next to the last line (page 1, line 30 in L.D.) by striking out the following: "or"

Further amend the bill in section 1 in subsection 2 in the last paragraph in the last line (page 1, line 31 in L.D.) by inserting after the following: "Court" the following: 'or proceedings over which the Probate Court has exclusive jurisdiction'

Further amend the bill in section 2 in subsection 3 in the last paragraph in the 7th line (page 2, line 20 in L.D.) by inserting after the following: "recorded in the" the following: 'registry of deeds for the'

Further amend the bill in section 2 in subsection 3 in the last paragraph in the 3rd line from the end (page 2, line 29 in L.D.) by inserting after the following: "proceeding" the following: 'who has no actual knowledge of the judgment'

COMMITTEE AMENDMENT

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STATEMENT OF FACT

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6 This amendment makes 4 changes in the bill. First, it
8 corrects punctuation. Second, it clarifies that judgments in
10 Probate Court proceedings are not required to be recorded in the
12 registry of deeds if the Probate Court has exclusive jurisdiction
14 over that type of proceeding. The judgment in an action that may
16 be brought in the Probate Court as well as in District Court or
Superior Court must be recorded if it affects title to real
estate. The 3rd change this amendment makes is to clarify that
the recording must be done in the registry of deeds of the
appropriate county. Fourth, under this amendment, a judgment
that was not recorded has no effect as to a person who has no
actual knowledge of the judgment.

Reported by the Committee on Judiciary
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