

MAINE STATE LEGISLATURE

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
117TH LEGISLATURE
FIRST REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 983, L.D. 1391, Bill, "An Act to Establish a Statute of Limitations for Claims against the Dalkon Shield Claimants Trust"

Amend the bill by striking out all of section 2 and inserting in its place the following:

'Sec. 2. Application. Notwithstanding the Maine Revised Statutes, Title 1, section 302, or any other provision of Maine law to the contrary, this Act applies to all civil actions, timely claims or claims declared to be timely under the 6th Amended and Restated Disclosure Statement filed pursuant to Section 1125 of the Federal Bankruptcy Code in re: A.H. Robins Company, Inc., dated March 28, 1988, U.S. Bankruptcy Court, Eastern District of Virginia (case number 85-01307-R) that were filed prior to March 1, 1995, whether or not they are pending, regardless of when any such action or claim accrued and regardless of whether the claim has lapsed or otherwise is barred by any other statute of limitations, and revives any action previously dismissed solely on the ground of limitations.'

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

FISCAL NOTE

This bill may increase the number of civil suits filed in the court system. The additional workload and administrative costs associated with the minimal number of new cases filed can be absorbed within the budgeted resources of the Judicial Department. The collection of additional filing fees may also increase General Fund revenue by minor amounts.'

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COMMITTEE AMENDMENT "A" to H.P. 983, L.D. 1391

STATEMENT OF FACT

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This amendment clarifies that the statute of limitations is extended for only those Dalkon Shield victims who began to pursue remedies for their injuries before March 1, 1995.

COMMITTEE AMENDMENT