

MAINE STATE LEGISLATURE

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M
12/18

L.D. 2052

DATE: 3-18-98

(Filing No. H-933)

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LEGAL AND VETERANS AFFAIRS

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**STATE OF MAINE
HOUSE OF REPRESENTATIVES
118TH LEGISLATURE
SECOND REGULAR SESSION**

COMMITTEE AMENDMENT "A" to H.P. 1461, L.D. 2052, "Resolve, Authorizing Dan Corey and Nu Seed Corporation of Monticello to Sue the State of Maine"

Amend the resolve by striking out the title and substituting the following:

'Resolve, Compensating Dan Corey and Nu Seed Corporation of Monticello for Claims Against the State'

Further amend the resolve by striking out everything after the title and before the summary and inserting in its place the following:

'Sec. 1 . Compensation authorized. Resolved: That the Governor is authorized and directed, upon receipt of appropriate releases, to pay \$250,000 from the General Fund to compensate Dan Corey and Nu Seed Corporation of Monticello for damages suffered as a result of decertification of their 1996 seed potato crop by the Department of Agriculture, Food and Rural Resources. This payment is in full settlement and satisfaction of any and all claims by Dan Corey and Nu Seed Corporation against the State, the Department of Agriculture, Food and Rural Resources and present or former employees of the State for those damages; and be it further

Sec. 2. Appropriation. Resolved: That the following funds are appropriated from the General Fund to carry out the purposes of this resolve.

1998-99

**ADMINISTRATIVE AND FINANCIAL SERVICES,
DEPARTMENT OF**

COMMITTEE AMENDMENT

2 **Miscellaneous Acts and Resolves**

4 All Other \$250,000

6
8 Provides funds for the settlement of all
10 claims resulting from decertification of the
1996 potato crops of Dan Corey and Nu Seed
Corporation.'

12 Further amend the resolve by inserting at the end before the
summary the following:

14

16 **FISCAL NOTE**

18 **1998-99**

20 **APPROPRIATIONS/ALLOCATIONS**

22 General Fund \$250,000

24
26 This bill includes a General Fund appropriation to the
Department of Administrative and Financial Services of \$250,000
28 in fiscal year 1998-99 for the settlement of all claims resulting
from decertification of the 1996 potato crops of Dan Corey and Nu
Seed Corporation.

30
32 The additional costs associated with providing legal
services in obtaining the necessary releases can be absorbed by
34 the Department of the Attorney General utilizing existing
budgeted resources.'

36

38 **SUMMARY**

40 This amendment changes the resolve from a resolve that
42 authorizes suit against the State to a resolve that requires
payment to Dan Corey and Nu Seed Corporation in settlement of
44 losses suffered as a result of the decertification of the 1996
seed potato crop.

46 This amendment adds a fiscal note to the resolve.