

MAINE STATE LEGISLATURE

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REPORT B
JUDICIARY

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
119TH LEGISLATURE
FIRST REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 363, L.D. 488, Bill, "An Act to Amend the Statute of Limitations for Land Surveyors"

Amend the bill by striking out everything after the enacting clause and before the summary and inserting in its place the following:

'Sec. 1. 14 MRSA §752-D, as enacted by PL 1993, c. 161, §1, is repealed.'

Further amend the bill by inserting at the end before the summary the following:

FISCAL NOTE

This bill may decrease the number of civil suits filed in the court system. The Judicial Department may realize some minor savings from reductions of workload and administrative costs associated with the minimal number of cases that will no longer be filed. Reductions in the collection of filing fees may decrease General Fund revenue by minor amounts.'

SUMMARY

This amendment replaces the bill. It repeals the special statute of limitation that applies to land surveyors. The general 6-year statute of limitations will apply, without a discovery rule, consistent with the holding in Johnston v. Dow & Coulombe, 686 A.2d 1064 (Me. 1996). It also adds a fiscal note to the bill.