

MAINE STATE LEGISLATURE

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L.D. 488

DATE: 7-13-99

(Filing No. H-215)

REPORT C
JUDICIARY

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

COMMITTEE AMENDMENT "B" 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 amended to read:

§752-D. Land surveyors

All civil actions for professional negligence against land surveyors duly licensed or registered under Title 32 must be commenced within 4 years after the negligence is discovered, but an action may not be commenced more than 20 10 years after the completion of the plan or the completion of the professional services if a plan is not prepared.'

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

RWS.

COMMITTEE AMENDMENT "C" to H.P. 363, L.D. 488

2 associated with the minimal number of cases that will no longer
be filed. Reductions in the collection of filing fees may
4 decrease General Fund revenue by minor amounts.'

6 **SUMMARY**

8 This amendment replaces the bill. It reduces the statute of
limitations for land surveyors to a maximum of 10 years. It
10 retains the current discovery rule limitation period: an
individual has a maximum of 4 years to sue a land surveyor after
12 discovering a problem. It also adds a fiscal note to the bill.