

# MAINE STATE LEGISLATURE

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Date: 06-08-07

(Filing No. S- 249)

**JUDICIARY**

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**STATE OF MAINE**

**SENATE**

**123RD LEGISLATURE**

**FIRST REGULAR SESSION**

COMMITTEE AMENDMENT "A" to S.P. 617, L.D. 1750, Bill, "An Act To Amend the Statute of Limitations for Actions against Professional Land Surveyors"

Amend the bill by striking out everything after the enacting clause and before the summary and inserting 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 a professional land surveyors surveyor 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~~ contract for services or the completion of the ~~professional services provided~~ if a ~~plan is not prepared~~ contract for services is not involved.

**Sec. 2. Application.** This Act applies to:

1. All actions for professional negligence for which a contract for services is completed on or after the effective date of this Act; and

2. All actions for professional negligence for which the services provided are completed on or after the effective date of this Act if a contract for services is not involved.'

**SUMMARY**

This amendment deletes the reference to malpractice, leaving the civil actions appropriately referred to as "civil actions for professional negligence." This amendment also deletes the provision that allows the statute of limitations applicable to professional land surveyors to be revised by a contract.

**COMMITTEE AMENDMENT**

COMMITTEE AMENDMENT "A" to S.P. 617, L.D. 1750

12.01.08

1 This amendment includes an application section to clarify that the statute of  
2 limitations applicable to an action is the statute of limitation that is in effect when a  
3 contract is completed or, if no contract, when the work is completed.

4 **FISCAL NOTE REQUIRED**  
5 **(See attached)**



Revised: 05/31/07 *MAC*

# 123rd MAINE LEGISLATURE

LD 1750

LR 2536(02)

**An Act To Amend the Statute of Limitations for Actions against Professional Land Surveyors**

**Fiscal Note for Bill as Amended by Committee Amendment "A "**

**Committee: Judiciary**

**Fiscal Note Required: Yes**

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## Fiscal Note

Minor savings - General Fund  
Minor revenue decrease - General Fund

### Correctional and Judicial Impact Statements

This bill will decrease the number of civil suits.

Reductions in the collection of filing fees may decrease General Fund revenue by minor amounts.