

MAINE STATE LEGISLATURE

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Date: 5/12/15

L.D. 774

(Filing No. H-135)

JUDICIARY

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**STATE OF MAINE
HOUSE OF REPRESENTATIVES
127TH LEGISLATURE
FIRST REGULAR SESSION**

COMMITTEE AMENDMENT "A" to H.P. 527, L.D. 774, Bill, "An Act To Assist Victims of Crime To Obtain Restitution"

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

'Sec. 1. 17-A MRSA §1330-C is enacted to read:

§1330-C. Civil remedy upon default

Upon the request of the attorney for the State or a person entitled to restitution under an order of restitution, the clerk shall enter the order of restitution in the same manner as a judgment in a civil action. When entered under this section, the order of restitution is deemed to be a money judgment. Upon default, the order to make restitution is enforceable in accordance with Title 14, chapter 502 by any person entitled to restitution under the order.'

SUMMARY

This amendment replaces the bill and provides a civil remedy for victims of crime when restitution has not been paid as ordered. The amendment requires that an order to make restitution be entered by the clerk in the same manner as a judgment in a civil action at the request of the attorney for the State or a person entitled to restitution under the order. The amendment provides that after the order is entered in the same manner as a judgment in a civil action, the order is deemed a money judgment enforceable in accordance with the Maine Revised Statutes, Title 14, chapter 502.

FISCAL NOTE REQUIRED

(See attached)

COMMITTEE AMENDMENT



Approved: 04/14/15 *mac*

127th MAINE LEGISLATURE

LD 774

LR 1633(02)

An Act To Assist Victims of Crime To Obtain Restitution

Fiscal Note for Bill as Amended by Committee Amendment *A (H-135)*

Committee: Judiciary

Fiscal Note Required: Yes

Fiscal Note

Minor cost increase - General Fund
Minor revenue increase - General Fund

Correctional and Judicial Impact Statements

Increases the number of civil suits.

The collection of additional filing fees may also increase General Fund revenue by minor amounts.