
By: **Delegate Vallario**
Introduced and read first time: February 7, 2003
Assigned to: Judiciary

A BILL ENTITLED

1 AN ACT concerning

2 **Jury Verdict - Damages - Revisory Power of Court**

3 FOR the purpose of authorizing a court to order a new trial on the issue of monetary
4 damages if the court determines a jury verdict is excessive or inadequate and
5 the parties do not agree to a certain amount of damages under certain
6 circumstances; providing for the application of this Act; and generally relating a
7 court's revisory power concerning a verdict for monetary damages under certain
8 circumstances.

9 BY adding to
10 Article - Courts and Judicial Proceedings
11 Section 6-408.1
12 Annotated Code of Maryland
13 (2002 Replacement Volume)

14 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
15 MARYLAND, That the Laws of Maryland read as follows:

16 **Article - Courts and Judicial Proceedings**

17 6-408.1.

18 IN A CIVIL ACTION THAT RESULTS IN A JURY VERDICT FOR MONETARY
19 DAMAGES IN FAVOR OF A PLAINTIFF, A COURT MAY ORDER A NEW TRIAL ON THE
20 ISSUE OF DAMAGES IF:

21 (1) THE COURT DETERMINES THAT THE VERDICT IS EXCESSIVE OR
22 INADEQUATE; AND

23 (2) THE PARTIES DO NOT AGREE TO A DECREASE OR INCREASE OF THE
24 AMOUNT OF DAMAGES AWARDED BY THE JURY TO A REASONABLE AMOUNT
25 DETERMINED BY THE COURT.

26 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall be
27 construed to apply only prospectively and may not be applied or interpreted to have

1 any effect on or application to any verdict occurring before the effective date of this
2 Act.

3 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
4 October 1, 2003.