

HOUSE BILL 824

D3
HB 110/05 – JUD

71r2335

By: **Delegate Shank**
Introduced and read first time: February 9, 2007
Assigned to: Judiciary

A BILL ENTITLED

1 AN ACT concerning

2 **Civil Actions – Limitation of Actions – Land Surveyors**

3 FOR the purpose of altering the time period after which a person may not seek
4 damages incurred as a result of an error in a land survey; providing for the
5 application of this Act; and generally relating to the limitation of actions against
6 land surveyors.

7 BY repealing and reenacting, with amendments,
8 Article – Courts and Judicial Proceedings
9 Section 5–112
10 Annotated Code of Maryland
11 (2006 Replacement Volume)

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

14 **Article – Courts and Judicial Proceedings**

15 5–112.

16 No cause of action for damages accrues and a person may not seek contribution
17 or indemnity for damages incurred for an error in a survey of land unless an action for
18 damages is brought within [15] **10** years of the survey, or within 3 years after the
19 discovery of the error, whichever occurs first.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall be
2 construed to apply only prospectively and may not be applied or interpreted to have
3 any effect on or application to any cause of action arising before the effective date of
4 this Act.

5 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
6 October 1, 2007.