

Amendment to HB 186

1 Amend the title of the bill by replacing it with the following:

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3 AN ACT relative to limitation of actions in which the state is a plaintiff.

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5 Amend the bill by replacing all after the enacting clause with the following:

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7 1 New Section; Limitation of Actions; State as Plaintiff. Amend RSA 508 by inserting after
8 section 4-g the following new section:

9 508:4-h State as Plaintiff. Except as otherwise provided by law, all personal actions or civil
10 enforcement actions in which the state is a plaintiff shall be brought within 3 years of the date
11 when the plaintiff agency, department, authority, or official possessed actual knowledge of the act,
12 omission, or violation complained of, unless the state demonstrates that the delay was not
13 unreasonable or prejudicial to the defendant, or that the detriment to the public caused by the delay
14 outweighs the detriment to defendant. Such limitation shall not apply to any violation or wrong
15 that is ongoing or has otherwise not been corrected.

16 2 Effective Date. This act shall take effect 60 days after its passage.

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AMENDED ANALYSIS

This bill provides that certain actions in which the state is a plaintiff be brought within 3 years.