

WILLIAM DONALD SCHAEFER, Governor

planning. I emphasize that, because of the compelling arguments of those who advocate changes to the Statute of Repose, the decision to veto Senate Bill 500 has been very difficult. But, in evaluating the issue from the broad perspective of public policy, vetoing Senate Bill 500 is to me the proper and prudent course of action.

For these reasons, I have vetoed Senate Bill 500.

Sincerely,
William Donald Schaefer
Governor

Senate Bill No. 500

AN ACT concerning

Statute of Repose – Improvements to Real Property

FOR the purpose of providing that a certain statute of repose concerning improvements to real property does not apply to certain ~~manufacturers or suppliers~~ causes of action against a manufacturer and certain suppliers under certain circumstances; defining certain terms; providing for the application and construction of this Act; ~~providing for the revival of certain causes of action under specified circumstances~~; making provisions of this Act severable; and generally relating to a certain statute of repose concerning improvements to real property.

BY repealing and reenacting, with amendments,
Article – Courts and Judicial Proceedings
Section 5-108
Annotated Code of Maryland
(1989 Replacement Volume)

Preamble

~~WHEREAS, It is the intent of the General Assembly to declare the original legislative intent with respect to the persons to which Section 5-108 of the Courts and Judicial Proceedings Article shall apply; and~~

~~WHEREAS, It is the intent of the General Assembly to clarify Section 5-108 of the Courts and Judicial Proceedings Article to state the original legislative intent that Section 5-108 of the Courts and Judicial Proceedings Article has no application to causes of action against manufacturers and suppliers of products which become part of and generate within an improvement to real property a defective and unsafe condition; now, therefore;~~

WHEREAS, The General Assembly finds that, notwithstanding any court opinions to the contrary, the legislative intent of the General Assembly in enacting Chapter 666 of the Acts of 1970 is unclear; and

WHEREAS, Clarification of the law is in the public interest; and