

# MAINE STATE LEGISLATURE

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STATE OF MAINE  
SENATE  
102nd LEGISLATURE

SENATE AMENDMENT "A" to S. P. 414, L. D. 1310, Bill, "An Act to  
Correct Errors and Inconsistencies in the Public Law."

Amend said Bill by inserting after section 9, a new section,  
as follows:

"Sec. 9-A. R. S., T. 14, §157, additional. Title 14 of the  
Revised Statutes is amended by adding a new section 157 to read as  
follows:

'§157. -- Governmental agencies

The State of Maine or any political subdivision thereof or  
any quasi-municipal corporation or quasi-governmental agency,  
whether acting in its governmental or proprietary capacity, shall  
be considered to have waived its immunity from liability for damages  
arising out of its negligent operation of a motor vehicle during the  
period a policy of insurance is effective covering the liability of  
such governmental agency.

Each policy of insurance issued to such govern-  
mental agency shall contain a provision to the effect that the  
insurer shall be estopped from asserting, as a defense to any claim  
covered by said policy, that such governmental agency is immune from  
liability on the ground that it is a governmental agency. The amount  
of damages in any such case shall not exceed the limits of coverage  
specified in the policy, and the courts shall abate any verdict in  
any such action to the extent that it exceeds such policy limit.' "

Proposed by Senator STERN of Penobscot  
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