

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

Maine
REVISED STATUTES
1964

*Prepared Under the Supervision
of the
Committee on Revision of Statutes*

Being the Tenth Revision of the
Revised Statutes of the State
of Maine, 1964

Volume 4
Titles 21 to 25



Boston, Mass.
Boston Law Book Co.

Orford, N. H.
Equity Publishing Corporation

St. Paul, Minn.
West Publishing Co.

Text of Revised Statutes
Copyright © 1964
by
State of Maine

This is a historical version of the Maine Revised Statutes that may not reflect the current state of the law. For the most current version, go to:

<http://legislature.maine.gov/legis/statutes/>

CHAPTER 27
EMERGENCIES

Sec.

- 3101. Proclamation by Governor.
- 3102. Rules and regulations.
- 3103. Companies regulated; suspended.
- 3104. Payments deferred.
- 3105. Insurer defined.
- 3106. Personal responsibility of commissioner limited.
- 3107. Duration at will of Governor.
- 3108. Jurisdiction of courts.
- 3109. Penalties.

§ 3101. Proclamation by Governor

Whenever it shall appear to the Governor that the welfare of the State or any section thereof, or the welfare and security of insurance companies under the supervision of the commissioner in this chapter referred to as "insurers" or their insureds or beneficiaries require, the Governor may proclaim that an insurance emergency exists and said chapter shall thereupon become effective.

R.S.1954, c. 60, § 264.

§ 3102. Rules and regulations

During the period of any insurance emergency described in section 3101, the commissioner shall have power to make, amend or rescind such rules and regulations governing the business of any insurers as he deems expedient in order to adopt and maintain sound methods of protecting the interests of insurers, insureds, beneficiaries or the public.

R.S.1954, c. 60, § 265.

§ 3103. Companies regulated; suspended

During any insurance emergency period as described in sections 3101 and 3102, the commissioner is empowered to suspend for such time or times as he may determine the transaction of insurance functions of any insurer licensed in the State, whether domestic or foreign, solvent or otherwise, and to limit its insurance business in volume or character to such particular amounts

or classifications and for such time or times as he may deem advisable.

R.S.1954, c. 60, § 266.

§ 3104. Payments deferred

During any insurance emergency period as described in sections 3101 and 3102, the commissioner shall have authority to postpone or defer, by rules or orders made and issued by him, for such time or times as he may determine, the payment of any amount payable under the terms of any policy of insurance, annuity or pure endowment contract, and the payment of judgments, notes, drafts, checks, bills of exchange or other forms of payment of claims due from insurers to any person, firm or corporation, whether such claim is liquidated or unliquidated, due or to become due at a day certain, and defer the payment of premiums on policies affected by such postponements or suspensions and may direct payment in full or in part whenever in his discretion such payment may be safely consummated.

R.S.1954, c. 60, § 267.

§ 3105. Insurer defined

The words "insurer" or "insurers" as used in this chapter shall include corporations, interinsurers, associations, societies and orders as well as partnerships and individual agents representing such organizations.

R.S.1954, c. 60, § 268.

§ 3106. Personal responsibility of the commissioner limited

The commissioner shall not be held legally responsible for any act or failure to act in the premises when such act or failure to act shall have been shown to be the result of good faith.

R.S.1954, c. 60, § 269.

§ 3107. Duration at will of Governor

The authority and power given the commissioner under this chapter shall terminate and be of no effect when the Governor shall proclaim that any insurance emergency has ceased to exist.

R.S.1954, c. 60, § 272.

§ 3108. Jurisdiction of courts

During any emergency insurance period as described in sections 3101 and 3102, the commissioner is authorized to issue such directions, rules or orders as in his discretion the circumstances may warrant, and any Justice of the Supreme Judicial or Superior Courts shall have full jurisdiction to enforce this chapter by appropriate decrees.

R.S.1954, c. 60, § 271; 1961, c. 317, § 201.

§ 3109. Penalties

Any violation of any order issued by virtue of this chapter or any rule or regulatory provision made by the commissioner pursuant thereto shall be punishable by a fine of not more than \$1,000 or by imprisonment for less than one year, or by both.

R.S.1954, c. 60, § 270.

*