

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)

STATE OF MAINE
ONE HUNDRED AND ELEVENTH LEGISLATURE
FIRST REGULAR SESSION

JOINT STANDING COMMITTEE ON
Business Legislation

BILL SUMMARY



JULY, 1983

Prepared by:

William E. Saufley, Legislative Counsel
Business Legislation Committee

Office of Legislative Assistants
State House, Station 13 Augusta, Maine 04333
(207) 289-2486

(INSURANCE, Workers' Compensation Insurance & Self-Insurance, continued)

<u>LD</u>	<u>TITLE</u>	<u>SPONSOR</u>	<u>DISPOSITION</u>
497	AN ACT TO PROVIDE FOR EXCLUSIVE STATE FUNDING OF WORKERS' COMPENSATION	MCHENRY	CARRYOVER

SUMMARY: Despite the title, sets up a competitive state fund for workers' compensation insurance, to be used as an alternative to private insurance and self-insurance, which would each remain available.

CROSS-REFERENCES: LD 495, LD 752 (and LD 1322, Labor Committee, providing for funded study of alternative funding mechanisms).

552	AN ACT TO AMEND THE MAINE INSURANCE GUARANTY ASSOCIA- TION ACT	PERKINS, A RACINE	LV/WD
-----	--	----------------------	-------

SUMMARY: Brings Maine Insurance Guaranty Association (MIGA) law into greater conformity with model law of the National Association of Insurance Commissioners' (NAIC) Post-Assessment Property and Liability Insurance Guaranty Association Act; eliminates credit, surety and ocean/marine insurance from MIGA coverage; offset by insurers of contributions to MIGA against premium taxes.

559	AN ACT TO REDUCE OVERSIGHT RESPONSIBILITIES OF THE SUPERINTENDENT OF INSURANCE WITH RESPECT TO THE MAINE SELF-INSURANCE GUARANTEE ASSOCIATION	BRANNIGAN PORTLAND	LV/WD
-----	--	-----------------------	-------

SUMMARY: Removes responsibility of Superintendent of Insurance over Maine Self-Insurance Guarantee Association (MSIGA) to approve plan of operation; approve selection of board members; oversee administration of fund; approve designation of a servicing facility; hear appeals of aggrieved members from a decision of the board; and prescribe rules governing the association.

720	AN ACT TO PERMIT REAL ESTATE AGENTS TO BE CONSIDERED INDEPENDENT CONTRACTORS FOR PURPOSES OF WORKERS' COMPEN- SATION INSURANCE	STEVENS CASHMAN	(OTPA) PL 1983, c.84
-----	--	--------------------	-------------------------

SUMMARY: Excludes real estate brokers and salespeople paid solely by commission from workers' compensation definition of "employee."

COMMITTEE AMENDMENT "A" (H-52): Adds additional requirement of a contract evidencing independent contractor relationship. (ADOPTED)

CROSS-REFERENCES: LD 1158, LD 1635.