

# MAINE STATE LEGISLATURE

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STATE OF MAINE  
119TH LEGISLATURE

FIRST REGULAR SESSION

BILL SUMMARIES  
JOINT STANDING COMMITTEE  
ON  
BANKING AND INSURANCE

JULY 1999

**MEMBERS:**

*Sen. Lloyd P. LaFountain III, Chair*

*Sen. Neria R. Douglass.*

*Sen. I. Joel Abromson*

*Rep. Jane W. Saxl, Chair*

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*Rep. Joseph C. Perry*

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*Rep. Kevin J. Glynn*

*Rep. Robert W. Nutting*

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**ONE HUNDRED NINETEENTH LEGISLATURE  
FIRST REGULAR SESSION**

**Summary Of Legislation Before The Joint Standing and Select Committees  
August 1999**

We are pleased to provide this summary of all bills that were considered by the Joint Standing and Select Committees of the Maine Legislature this past session. The document is a compilation of bill summaries which describe each bill and relevant amendments, as well as the final action taken. Also included are statistical summaries of bill activity this session for the Legislature and each of its joint standing and select committees.

The document is organized for convenient reference to information on bills considered by the committees. It is organized by committees and within committees by bill (LD) number. The committee report(s), prime sponsor for each bill and the lead co-sponsor(s), if designated, are listed below each bill title. All adopted amendments are listed by paper number. Two indices, a subject index and a numerical index by LD number are provided for easy reference to bills. They are located at the back of the document. A separate publication, History and Final Disposition of Legislative Documents, may also be helpful in providing information on the disposition of bills. These bill summaries also are available at the Law and Legislative Reference Library and on the Internet ([www.state.me.us/legis/opla](http://www.state.me.us/legis/opla)).

Final action on each bill is noted to the right of the bill title. The abbreviations used for various categories of final action are as follows:

- CARRIED OVER*..... *Bill carried over to Second Regular Session*
- CON RES XXX*..... *Chapter # of Constitutional Resolution passed by both Houses*
- CONF CMTE UNABLE TO AGREE*..... *Committee of Conference unable to agree; bill died*
- DIED BETWEEN BODIES*..... *House & Senate disagree; bill died*
- DIED IN CONCURRENCE*..... *One body accepts ONTP report; the other indefinitely postpones the bill*
- DIED ON ADJOURNMENT*..... *Action incomplete when session ended; bill died*
- EMERGENCY*..... *Enacted law takes effect sooner than 90 days*
- ENACTMENT FAILED*..... *Bill failed to get vote required for enactment or final passage*
- NOT PROPERLY BEFORE THE BODY*..... *Ruled out of order by the presiding officers; bill died*
- INDEF PP*..... *Bill Indefinitely Postponed*
- ONTP*..... *Ought Not To Pass report accepted*
- OTP ND*..... *Committee report Ought To Pass In New Draft*
- OTP ND/NT*..... *Committee report Ought To Pass In New Draft/New Title*
- P&S XXX*..... *Chapter # of enacted Private & Special Law*
- PUBLIC XXX*..... *Chapter # of enacted Public Law*
- RESOLVE XXX*..... *Chapter # of finally passed Resolve*
- UNSIGNED*..... *Bill held by Governor*
- VETO SUSTAINED*..... *Legislature failed to override Governor's Veto*

Please note the effective date for all non-emergency legislation enacted in the First Regular Session (unless otherwise specified in a particular law) is September 18, 1999.

***Enacted law summary***

Public Law 1999, chapter 222 requires that basic health care services be provided in all health maintenance organization plans. It allows the Superintendent of Insurance to define “basic health care services” by rule, within the requirements of standard and basic plan specified in Bureau of Insurance Rule, chapter 750.

Chapter 222 was enacted as an emergency measure effective May 18, 1999.

**LD 1672**

**An Act Concerning Service Relating to the Disclosure of Financial Records**

**PUBLIC 197**

Sponsor(s)  
POVICH

Committee Report  
OTP

Amendments Adopted

LD 1672 proposed to provide that a customer need not be served with a subpoena, summons or warrant in a state grand jury proceeding involving a fiduciary institution. Public Law 1999, chapter 16, section 1 amended the Maine Revised Statutes, Title 9-B, section 163, subsection 1 by providing that a subpoena, summons or warrant issued to a fiduciary institution in a criminal proceeding need not be served upon the customer. Since the statute had previously provided that the customer need not be served with a copy of the subpoena, summons or warrant issued in a federal grand jury proceeding, confusion exists as to whether service upon the customer is necessary in a state grand jury proceeding.

***Enacted law summary***

Public Law 1999, chapter 197 provides that a customer in a state grand jury proceeding involving a fiduciary institution need not be served with a subpoena, summons or warrant.

**LD 1677**

**An Act to Enhance the Integrity of Processing Insurance Claims Relating to Motor Vehicle Glass**

**ONTP**

Sponsor(s)  
O'NEIL

Committee Report  
ONTP

Amendments Adopted

LD 1677 proposed to allow insurers to use independent third-party claims administrators or agents for auto glass claims, but prohibit the use of a third-party administrator or agent that is affiliated with the glass industry.