

MAINE STATE LEGISLATURE

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ONE HUNDRED AND FIRST LEGISLATURE

Legislative Document

No. 915

H. P. 659 House of Representatives, January 31, 1963
Referred to Committee on Judiciary. Sent up for concurrence and ordered printed.

HARVEY R. PEASE, Clerk

Presented by Mr. Watkins of Windham.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SIXTY-THREE

AN ACT Authorizing Certain Minors to Contract and Discharge for Life and Health Insurance.

Be it enacted by the People of the State of Maine, as follows:

Sec. 1. R. S., c. 60, § 161, repealed and replaced. Section 161 of chapter 60 of the Revised Statutes is repealed and the following enacted in place thereof:

‘Sec. 161. Life insurance contracts by or for the benefit of minors. Any person who is not of the full age of 21 years but who is of the age, as determined by the nearest birthday, of not less than 15 years, shall be deemed competent to contract for life insurance upon the life of such minor or upon the life of any person in whom the minor has in insurable interest, for the benefit of such minor or for the benefit of the father, mother, husband, wife, brother or sister, child or children, or any grandparent of such minor, and to exercise and enjoy every right, privilege and benefit which the minor has or to which he may become entitled under any life insurance contract on the life of such minor or person in whom the minor has an insurable interest whether or not such contract was applied for by such minor, subject to the foregoing limitations as to designation of beneficiary.’

Sec. 2. R. S., c. 60, §§ 161-A and 161-B, additional. Chapter 60 of the Revised Statutes is amended by adding 2 new sections, 161-A and 161-B, as follows:

‘Sec. 161-A. Certain minors competent to give valid discharge for life insurance benefits. Any minor domiciled in this State, who shall have attained the age of 18 years, shall be deemed competent to receive, and to give a full acquittance and discharge for a single sum or for periodical payments, not exceed-\$3,000 in any one year, payable by a life insurance company under the maturity,

death or settlement agreement provisions in effect or elected by such minor under a life insurance policy or annuity contract, provided such policy, contract or agreement shall provide for the payment or payments to such minor and provided that prior to such payment the company has not received written notice of the appointment of a duly qualified guardian of the property of such minor, but no such minor shall be deemed competent to alienate the right to such payment or payments or to anticipate the same. This section shall not be deemed as requiring any insurance company making such payment to determine whether any other insurance company may be effecting a similar payment to the same minor.

Sec. 161-B. Health insurance contracts by or for the benefit of minors. Any person domiciled in this State who is not of the full age of 21 years but who is of the age as determined by the nearest birthday of not less than 18 years, shall be deemed competent to contract for health insurance, as defined, for the benefit of and payable to such minor, and to exercise and enjoy every right, privilege and benefit provided by any such health insurance contract, and to give a full and binding acquittance and discharge for any amounts payable by the insurance company under such contract, provided that prior to such payment the company has not received written notice of the appointment of a duly qualified guardian or conservator of the property of such minor. As used in this section, "health insurance" shall include individual policies of accident and sickness insurance providing hospital, surgical, medical expense, disability income and related benefits.