

MAINE STATE LEGISLATURE

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ONE HUNDRED AND FOURTH LEGISLATURE

Legislative Document

No. 171

H. P. 145

In House of Representatives, January 15, 1969
Referred to Committee on Judiciary. Sent up for concurrence and Ordered
Printed.

BERTHA W. JOHNSON, Clerk

Presented by Mr. McTeague of Brunswick.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SIXTY-NINE

**AN ACT Increasing Limits of Liability Under Financial Responsibility Law
and Uninsured Motorist Law.**

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

Sec. 1. R. S., T. 29, § 781, sub-§ 1, ¶ C, amended. Paragraph C of subsection 1 of section 781 of Title 29 of the Revised Statutes is amended to read as follows:

C. Motor vehicle liability bond. "Motor vehicle liability bond," a bond certified as proof of financial responsibility in accordance with section 787, and conforming to section 786, subsection 3, and conditioned that the obligor shall within 30 days after the rendition thereof satisfy all judgments rendered against him or against any person responsible to him for the operation of the obligor's motor vehicle, trailer or semitrailer who has obtained possession or control thereof with his express or implied consent, in actions to recover damages for damage to property of others or bodily injuries, including death at any time resulting therefrom, accidentally sustained during the term of said bond by any person other than the insured employees of the obligor actually operating the motor vehicle or of such other person responsible who are entitled to payments or benefits under any Workmen's Compensation Act, arising out of the ownership, operation, maintenance, control or use within the limits of the United States of America or the Dominion of Canada of such motor vehicle, trailer or semitrailer, to the amount or limit of at least ~~\$5,000~~ **\$10,000** on account of damage to property and at least ~~\$10,000~~ **\$20,000** on account of injury to or death of any one person, and subject to such limits as respects injury to or death of one person, at least ~~\$20,000~~ **\$40,000** on account of any one accident resulting in injury to or death of more than one person.

Sec. 2. R. S., T. 29, § 781, sub-§ 1, ¶ D, amended. Paragraph D of subsection 1 of section 781 of Title 29 of the Revised Statutes is amended to read as follows:

D. Motor vehicle liability policy. "Motor vehicle liability policy," a policy of liability insurance certified as proof of financial responsibility in accordance with section 787, and which provides indemnity for or protection to the insured and any person responsible to him for the operation of the insured's motor vehicle, trailer or semitrailer who has obtained possession or control thereof with his express or implied consent, against loss by reason of the liability to pay damages to others for damage to property, except property of others in charge of the insured or his employees, or bodily injuries, including death at any time resulting therefrom, accidentally sustained during the term of said policy by any person other than the insured, or employees of the insured actually operating the motor vehicle or of such other person responsible who are entitled to payments or benefits under any Workmen's Compensation Act, arising out of the ownership, operation, maintenance, control or use within the limits of the United States of America or the Dominion of Canada of such motor vehicle, trailer or semitrailer, to the amount or limit of at least ~~\$10,000~~ \$20,000 on account of injury to or death of any one person, and subject to such limits as respects injury to or death of one person, of at least ~~\$20,000~~ \$40,000 on account of any one accident resulting in injury to or death of more than one person, and of at least ~~\$5,000~~ \$10,000 for damage to property of others, or a binder pending the issue of such policy.

Sec. 3. R. S., T. 29, § 783, sub-§ 5, ¶ F, amended. The last sentence of paragraph F of subsection 5 of section 783 of Title 29 of the Revised Statutes is amended to read as follows:

Every such policy or bond is subject, if the accident has resulted in bodily injury or death, to a limit, exclusive of interest and costs, of not less than ~~\$10,000~~ \$20,000 because of bodily injury to or death of one person in any one accident and, subject to said limit for one person, to a limit of not less than ~~\$20,000~~ \$40,000 because of bodily injury to or death of 2 or more persons in any one accident, and, if the accident has resulted in injury to or destruction of property, to a limit of not less than ~~\$5,000~~ \$10,000 because of injury to or destruction of property of others in any one accident;

Sec. 4. R. S., T. 29, § 784, amended. Section 784 of Title 29 of the Revised Statutes is amended to read as follows:

§ 784. Payments sufficient to satisfy requirements

Every judgment shall, for the purposes of this subchapter be deemed satisfied:

1. **\$20,000 credited.** When ~~\$10,000~~ \$20,000 has been credited upon any judgment or judgments rendered in excess of that amount because of bodily injury to or death of one person as the result of any one accident; or
2. **\$40,000 credited.** When, subject to such limit of ~~\$10,000~~ \$20,000 because of bodily injury to or death of one person the sum of ~~\$20,000~~ \$40,000 has

been credited upon any judgment or judgments rendered in excess of that amount because of bodily injury to or death of 2 or more persons as the result of any one accident ; or

3. **\$10,000 credited.** When ~~\$5,000~~ **\$10,000** has been credited upon any judgment or judgments rendered in excess of that amount because of injury to or destruction of property of others as a result of any one accident.

Credit for such amounts shall be deemed a satisfaction of any such judgment or judgments in excess of said amounts only for the purposes of this subchapter.

Payments made in settlement of any claims because of bodily injury, death or property damage arising from a motor vehicle accident shall be credited in reduction of the amounts provided for in this section.

Sec. 5. R. S., T. 29, § 787, sub-§ 1, amended. The first sentence of subsection 1 of section 787 of Title 29 of the Revised Statutes is amended to read as follows :

Proof of financial responsibility shall mean proof of ability to respond in damages for any liability thereafter incurred, arising out of the ownership, maintenance, control or use of a motor vehicle, trailer or semitrailer in the amount of ~~\$10,000~~ **\$20,000** because of bodily injury or death to any one person, and subject to said limit respecting one person, in the amount of ~~\$20,000~~ **\$40,000** because of bodily injury to or death to 2 or more persons in any one accident, and in the amount of ~~\$5,000~~ **\$10,000** because of injury to and destruction of property in any one accident.