

# MAINE STATE LEGISLATURE

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S. F. R.

STATE OF MAINE  
SENATE  
108TH LEGISLATURE  
FIRST REGULAR SESSION

(Filing No. S-201)

SENATE AMENDMENT "A" to S.P. 241, L.D. 733, Bill, "AN ACT  
Relating to the Jurisdiction of the Administrative Court."

Amend the bill in section 3 in that part designated "§6-108."  
subsection 1, by inserting at the end, before the period, the  
following: 'except that any complaint filed with the Administrative  
Court under the Maine Consumer Credit Code shall be decided within  
45 days after the record of the proceeding is closed'

Further amend the bill by inserting at the end the following:

'Sec. 5. 9-B MRSA §232, sub-§2, ¶A, sub-¶(2) as enacted  
by PL 1975, c. 500, §1, is amended to read:

(2) The time and place at which a hearing shall be held/  
before the Administrative Court, which date shall not be  
less than 30 nor more than 60 days after the service of notice,  
unless such officer or director shall request an earlier or  
later hearing for good cause shown.

Sec. 6. 9-B MRSA §232, sub-§5, ¶A, as enacted by PL 1975,  
c. 500, §1, is amended to read:

A. The superintendent Administrative Court shall hold a  
hearing at the time and place specified in the notice required  
under subsection 2, such hearing to be conducted in accordance  
with ~~section-254~~ the Administrative Code, Title 5, chapter 305.

Sec. 7. 24-A MRSA §1539, sub-§1, 1st ¶, as amended by PL 1973,  
c. 585, §12, is repealed and the following enacted in its place:

D. OF R.

1. The Administrative Court upon complaint filed by the superintendent may suspend for not more than 12 months, or may revoke or refuse to continue any license issued under this chapter or any surplus lines broker license if, after notice to the licensee and to the insurer represented as to an agent and hearing, the Administrative Court finds that as to the licensee any one or more of the following causes exist:

Statement of Fact

The purpose of this amendment is to place the Bureau of Banking under the Administrative Court when the superintendent acts as investigator, prosecutor and judge in the removal of an officer or director of any financial institution and to place under the Administrative Court proceedings when the Superintendent of Insurance acts as investigator, prosecutor and judge of an insurance agent's license revocation. It also requires the Administrative Court to decide Consumer Credit Code complaints within 45 days of a hearing.

(S. Collins)

NAME:



COUNTY: Knox

Reproduced and distributed pursuant to Senate Rule 11-A.

June 7, 1977

(Filing No. S-201)