

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
SENATE
110TH LEGISLATURE
FIRST REGULAR SESSION

SENATE AMENDMENT "A" to COMMITTEE AMENDMENT "A" TO H.P. 631, L.D. 712, Bill, "AN ACT to Provide for the Limitations of Liability in Regard to Certain Insurance Inspections."

Amend the Amendment by striking out the 3rd line after the title and inserting in its place the following:

'Sec. 1. 14 MRSA §166 is enacted to read:'

Further amend the Amendment in that part designated "§166." by striking out all of subsection 1 and inserting in its place the following:

'1. Exemption. Subject to subsection 2, the furnishing of, or failure to furnish, insurance inspection services related to, in connection with or incidental to the issuance or removal of a policy of property or casualty insurance shall not subject the insurer, its agents, employees or service contractors to liability for damages from injury, death or loss occurring as a result of any act or omission by any person in the course of such services.'

Further amend the Amendment in that part designated "§166.", in subsection 3 by striking out paragraphs A and B and inserting in their place the following:

'A. If the injury, loss or death occurred during the actual performance of inspection services and was proximately caused by the negligence of the insurer, its agent, employees or service contractors;

OF R.

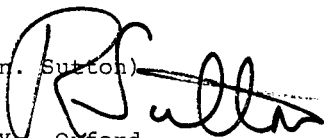
B. To any inspection services required to be performed under the provisions of a written service contract or defined loss prevention program; and'

Further amend the Amendment by inserting at the end before the Statement of Fact the following:

'Sec. 2. Effective date. This Act shall take effect January 1, 1982.'

Statement of Fact

The purpose of this amendment is to define more strictly certain terms used in the committee amendment in order to conform the statutory language to the committee's actual intent.

(Sen. Sutton)
NAME: 
COUNTY: Oxford

Reproduced and distributed pursuant to Senate Rule 11-A.

May 14, 1981

(Filing No. S-231)