

MAINE STATE LEGISLATURE

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STATE OF MAINE
HOUSE OF REPRESENTATIVES (Filing No. H-388)
110TH LEGISLATURE
FIRST REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 834, L.D. 1001, Bill,
"AN ACT Establishing the Bonding and Excess Insurance Require-
ments for Self-insuring Workers' Compensation Employers."

Amend the Bill by striking out everything after the
enacting clause and inserting in its place the following:

'Sec. 1. 39 MRSA §23, sub-§2, as last amended by PL 1979,
c. 577, §1, is further amended by adding at the end a new
paragraph to read:

Notwithstanding any provision of this section or chapter, any
bond or security deposit required of a public employer which
is a self-insurer shall not exceed \$50,000, provided^{that} such public
employer has a net worth equal to or in excess of \$25,000,000
and a state-assessed valuation equal to or in excess of \$300,000,000.
"Public employer" ← → includes the State, the University of Maine,
counties, cities and towns.

Sec. 2. 39 MRSA §23, sub-§2-A, first ¶, first sentence,
as amended by PL 1979, c. 577, §2, is further amended to read:
Subsection Except for the provision relating to individual public
employer self-insurers, subsection 27-which-applies-to-individual
self-insurer, shall be equally applicable in all respects to group
self-insurers.

Sec. 3. 39 MRSA §23, sub-§2-A, as last amended by PL 1979,
c. 577, §2, is further amended by adding at the end of the 2nd
paragraph a new sentence to read:

Notwithstanding any provision of this section or chapter, no specific

or aggregate excess insurance shall be required of any individual public employer who is self-insured and has a net worth equal to or in excess of \$25,000,000 and a state-assessed valuation equal to or in excess of \$300,000,000. '

Statement of Fact

This amendment to the Workers' Compensation Law establishes the bonding and excess insurance requirements for individual public employers which have a minimum net worth of \$25,000,000 and state valuation of \$300,000,000. These separate requirements for such public employers recognize the ability of the public sector to meet its obligations through the power to tax. "Public employer" is defined in the amendment to include the State, the University of Maine, counties, cities and towns, but this amendment is not intended to preclude a municipality from including employees of a school administrative unit in the municipality's self-insurance program.

Reported by the Committee on Business Legislation.
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of the House.

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