

MAINE STATE LEGISLATURE

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1 (New Draft of S.P. 145, L.D. 412)
2 FIRST REGULAR SESSION
3

4 ONE HUNDRED AND TWELFTH LEGISLATURE
5

6 Legislative Document

No. 1300

8 S.P. 481

In Senate, April 11, 1985

9 Reported by Senator Bustin of Kennebec from the Committee on
10 Business and Commerce and printed under Joint Rule 2. Original bill
11 sponsored by Senator Chalmers of Knox. Cosponsored by Senator Carpenter
of Aroostook.

JOY J. O'BRIEN, Secretary of the Senate

12
13 STATE OF MAINE
14

15 IN THE YEAR OF OUR LORD
16 NINETEEN HUNDRED AND EIGHTY-FIVE
17

18 AN ACT Concerning Motor Vehicle Insurance and
19 the Household Exclusion.
20

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

23 24-A MRSA §2902-A is enacted to read:

24 §2902-A. Household exclusion

25 1. Definitions. As used in this section, unless
26 the context otherwise indicates, the following terms
27 have the following meanings.

28 A. "Family member" means a person related to the
29 insured by blood, marriage or adoption who is a
30 resident of the insured's household, including a
31 ward or foster child.

32 2. Exclusion. No insurer may sell or renew an
33 insurance policy providing motor vehicle liability

1 insurance on or after January 1, 1986, that excludes
2 coverage for injuries sustained by the insured's fam-
3 ily members unless the insurer notifies the bureau in
4 writing of its utilization of the exclusion, the in-
5 surer notifies each of its licensed agents within the
6 State of its utilization of the exclusion and the ex-
7 clusion is provided by a separate endorsement to the
8 insured's policy. An exclusion that does not meet
9 the requirements of this section shall be invalid and
10 of no effect.

11

STATEMENT OF FACT

12 Under this new draft, an insurer may not exclude
13 members of the insured's family from motor vehicle
14 liability coverage unless the insurer notifies the
15 Bureau of Insurance and the insurer's agents that it
16 is offering the exclusion in its policies and the ex-
17 clusion is done by a separate endorsement to the pol-
18 icy so that the insured is aware of the exclusion.

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