

MAINE STATE LEGISLATURE

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(New Draft of H.P. 1127, L.D. 1537)
FIRST REGULAR SESSION

ONE HUNDRED AND THIRTEENTH LEGISLATURE

Legislative Document

NO. 1780

H.P. 1301 House of Representatives, June 9, 1987
Reported by the Majority from the Committee on Banking
and Insurance and printed under Joint Rule 2.

EDWIN H. PERT, Clerk
Original bill sponsored by Speaker MARTIN of Eagle Lake.
Cosponsored by Representative RYDELL of Brunswick, Senators
THERIAULT of Aroostook and BUSTIN of Kennebec.

STATE OF MAINE

IN THE YEAR OF OUR LORD
NINETEEN HUNDRED AND EIGHTY-SEVEN

1 AN ACT to Clarify the Authority of the
2 Superintendent of Insurance to Assign
3 Risks for Workers' Compensation
4 Insurance.
5

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

8 Sec. 1. 24-A MRSA §2350, sub-§1, ¶H is enacted
9 to read:

10 H. The superintendent may make assignments of
11 specific insureds to specific insurers required
12 to participate in the accident prevention ac-
13 count.

14 Sec. 2. 24-A MRSA §2350, sub-§2, ¶H is enacted
15 to read:

1 H. The superintendent may make assignments of
2 specific insureds to specific insurers required
3 to participate in the safety pool.

4 STATEMENT OF FACT

5 Certain insurers have challenged, in court, the
6 authority of the superintendent to make assignments
7 of workers' compensation insurance residual market
8 risks under the Maine Revised Statutes, Title 24-A,
9 section 2350. The purpose of this new draft is to
10 reaffirm that it was the original intent of the Leg-
11 islature in enacting Title 24-A, section 2350, as
12 part of Public Law 1985, chapter 372, that the super-
13 intendent have sufficient authority to make risk as-
14 signments under the plans for the Accident Prevention
15 Account or Safety Pool, if required.

16 3238060487