

MAINE STATE LEGISLATURE

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114th MAINE LEGISLATURE

FIRST REGULAR SESSION - 1989

Legislative Document

No. 1349

H.P. 971

House of Representatives, April 26, 1989

Reference to the Committee on Banking and Insurance suggested and ordered printed.

Ed Pert

EDWIN H. PERT, Clerk

Presented by Representative LEBOWITZ of Bangor.

Cosponsored by Senator EMERSON of Penobscot and Representative MACOMBER of South Portland.

STATE OF MAINE

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

An Act Concerning Insurance Required of Wreckers.



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

3 29 MRSA §2708, as repealed and replaced by PL 1987, c. 781,
5 §§9 and 15, is amended to read:

7 **§2708. Indemnity bonds**

9 The Secretary of State shall not register any motor vehicle
11 required to obtain an operating permit subject to this chapter
13 nor issue a permit covering the operation of any such motor
15 vehicle or vehicles, until the applicant for that permit has
17 procured a good and sufficient insurance policy or indemnity
19 bond, in such amount as the Secretary of State prescribes, having
21 as surety, a surety company authorized to transact business in
23 this State or 2 responsible individuals, which bond shall be
25 approved by the Secretary of State, or a declaratory judgment
27 issued by the Interstate Commerce Commission authorizing the
29 motor carrier to self insure. The insurance policy or bond shall
31 adequately provide for cargo or garage keeper's insurance and for
33 the collection of damages for which the holder of a permit may be
35 liable by reason of the operation of any motor vehicle or
37 vehicles subject to the operation of this chapter.
39 Notwithstanding this section, any person, firm or corporation
 transporting logs or pulpwood, garbage, refuse, sludge, junk or
 unserviceable vehicles, manure, wood chips, bark or hogged fuel
 is not required to provide cargo insurance. Any wrecker service
 that has garage keeper's insurance and tows serviceable vehicles
 is not required to provide cargo insurance. Any person, firm or
 corporation transporting freight between points within this State
 and points without the State or between points without the State,
 but passing through this State, is not required to provide cargo
 insurance.

35 **STATEMENT OF FACT**

37 The purpose of this bill is to exempt people who run a
39 wrecker service and carry garage keeper's insurance from having
 to purchase cargo insurance as well.