

# MAINE STATE LEGISLATURE

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R. of S.

L.D. 2050

(Filing No. S-498)

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**STATE OF MAINE  
SENATE  
114TH LEGISLATURE  
SECOND REGULAR SESSION**

COMMITTEE AMENDMENT "A" to S.P. 802, L.D. 2050, Bill, "An Act Authorizing Further Assessments for Public Advocate Participation in Workers' Compensation Insurance Rate Proceedings"

Amend the bill in section 2 in subsection 7 in paragraph B in the 5th line from the end (page 2, line 22 in L.D.) by striking out the following: "\$7,500." and inserting in its place the following: '\$10,000.'

Further amend the bill by striking out all of section 3 and inserting in its place the following:

**Sec. 3. Application.** Section 2 of this Act applies to any surcharge proceeding under the Maine Revised Statutes, Title 24-A, section 2367 that is pending on the effective date of this Act, except that the required fee for that proceeding must be paid within 30 days of the effective date of this Act.

**Sec. 4. Allocation.** The following funds are allocated from Other Special Revenue funds to carry out the purposes of this Act.

**1989-90**

**EXECUTIVE DEPARTMENT**

**Public Advocate**

All Other \$25,000

Authorizes the expenditure of funds received from filing fees and assessments related to workers' compensation insurance rate proceedings.'

R. of S.

COMMITTEE AMENDMENT "A" to S.P. 802, L.D. 2050

2 Further amend the bill by striking out all of the emergency  
clause and inserting in its place the following:

4 **Emergency clause.** In view of the emergency cited in the  
preamble, section 1 of this Act takes effect July 2, 1990, and  
6 section 2 of this Act takes effect when approved.

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**FISCAL NOTE**

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This bill will have the following effect on revenues:

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1989-90

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Total Allocations

16

Other Special Revenue Funds

\$25,000

18

Revenue

20

Other Special Revenue Funds

\$25,000

22

24 This bill will increase dedicated revenue to the Office of  
the Public Advocate to cover its costs of participating in  
certain workers' compensation insurance rate proceedings. Future  
26 increases in dedicated revenue cannot be determined at this  
time. These increases will depend on the number and timing of  
28 future filings and the outcome of current legislation regarding  
the funding of the Office of the Public Advocate in fiscal year  
30 1990-91 and thereafter.'

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**STATEMENT OF FACT**

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The bill requires insurance carriers to pay a fee to the  
Superintendent of Insurance to fund the expenses of the Public  
38 Advocate's participation in the workers' compensation "Fresh  
Start" proceedings. The amendment increases from \$7,500 to  
40 \$10,000 the amount of the fee that must be paid if insurance  
carriers file the "Fresh Start" data at the same time as they  
42 make a general rate filing.

44

The amendment also delays the effective date of the  
provision authorizing a \$15,000 assessment against rate filers to  
46 pay the staff costs of the Public Advocate's office for  
participation in workers' compensation general rate hearings.  
48 Another bill, Legislative Document 2211, recommends changes in  
the funding of the Public Advocate's office as a result of a  
50 study performed by the Joint Standing Committee on Appropriations  
and Financial Affairs, and the Joint Standing Committee on

COMMITTEE AMENDMENT " A" to S.P. 802, L.D. 2050

Banking and Insurance believes that it is inappropriate for the  
changes in this bill to take effect before the recommendations of  
the Joint Standing Committee on Appropriations and Financial  
Affairs have been fully considered by the Legislature.

Reported by Senator Theriault for the Committee on Banking  
and Insurance. Reproduced and Distributed Pursuant to  
Senate Rule 12.

(2/12/90)

(Filing No. S-498)