

MAINE STATE LEGISLATURE

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115th MAINE LEGISLATURE

FIRST REGULAR SESSION-1991

Legislative Document

No. 442

H.P. 312

House of Representatives, February 7, 1991

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

A handwritten signature in cursive script that reads "Ed Pert".

EDWIN H. PERT, Clerk

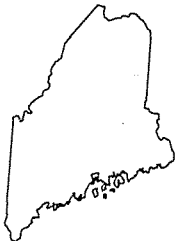
Presented by Representative RAND of Portland.

Cosponsored by Senator BUSTIN of Kennebec, Representative KETOVER of Portland and Representative CARLETON of Wells.

STATE OF MAINE

IN THE YEAR OF OUR LORD
NINETEEN HUNDRED AND NINETY-ONE

An Act to Amend the Automobile Insurance Anti-group Laws.



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

24-A MRSA §2172, as amended by PL 1969, c. 402, §4, is further amended to read:

§2172. Fictitious groups prohibited; allowed groups

1. ~~No~~ Except as provided in subsection 3, no insurer or person on behalf of any insurer shall ~~may~~ offer, make or, permit any preference or distinction for purposes of any property, casualty or, surety insurance coverage, as to form of policy, certificate, premium, rates, benefits or conditions of insurance, whether by master policy, individual policies, certificates of insurance or by any other means, based upon membership, nonmembership, or employment of any person or persons in or by any group, association, corporation, organization or other combination of persons, based upon marketing through groups, associations, corporations, organizations or other combination of persons, or based upon a group or mass merchandising program of any kind; and shall ~~may~~ not make any such preference or distinction available in any event based upon any fictitious grouping of persons. For the purposes of this section, a fictitious grouping is defined as any grouping by other than a common insurable interest as to the subject of the insurance and the risk to be insured.

2. ~~This section~~ Subsections 1 and 3 shall do not apply as to any grouping placed in effect prior to January 1, 1968. Subsection 3 takes effect for all policies issued or renewed on or after January 1, 1992.

3. An insurer or person on behalf of an insurer may offer, make or permit a preference or distinction for purposes of any automobile insurance coverage, as to form of policy, certificate, premiums, rates, benefits or conditions of insurance, whether by master policies, individual policies, certificates of insurance or by any other means, based upon membership or employment of any person or persons in or by any group, association, corporation, organization or other combination of persons, or based upon a group or mass merchandising program.

STATEMENT OF FACT

This bill amends anti-group laws in the automobile insurance industry. It will enable insurers to sell group insurance for automobiles and to mass market automobile insurance.