

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied  
(searchable text may contain some errors and/or omissions)

2  
4  
6  
8  
10  
12  
14  
16  
18  
20  
22  
24  
26  
28  
30  
32  
34  
36  
38  
40  
42  
44

**STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
115TH LEGISLATURE  
SECOND REGULAR SESSION**

HOUSE AMENDMENT "**A**" to COMMITTEE AMENDMENT "A" to H.P. 1449, L.D. 2061, Bill, "An Act to Allow Elementary and Secondary Schools to Obtain Insurance Coverage through the Risk Management Division"

Amend the amendment in section 1 in subsection 1 in the 3rd line (page 1, line 32 in amendment) by striking out the following: "~~thereof of State Government~~" and inserting in its place the following: 'thereof as defined by section 1706.'

Further amend the amendment by striking out all of section 2 and inserting in its place the following:

'Sec. 2. 5 MRSA §1728-A, sub-§5 is enacted to read:

5. Premiums, rates and reserves. In administering the fund established by section 1737, the director shall comply with Title 24-A, chapters 5, 9, 11, 13, 17, 25, 27, 39, 41, 43 and 47.

Further amend the amendment in section 3 in that part designated "**§1731.**" in the first paragraph in the 2nd and 3rd lines (page 4, lines 13 and 14 in amendment) by striking out the following: "the State's designated payee" and inserting in its place the following: 'its agencies as defined in section 1706'

Further amend the amendment in section 10 in that part designated "**§1737.**" in subsection 1 by striking out all of the last sentence (page 7, lines 2 to 6 in amendment) and inserting in its place the following: 'The state-administered fund is subject to Title 24-A, chapters 5, 9, 11, 13, 17, 25, 27, 39, 41, 43 and 47.'

2 Further amend the amendment in section 10 in that part  
designated "~~§1737.~~" in subsection 2 by striking out all of the  
4 2nd and 3rd sentences (page 7, lines 13 to 23 in amendment) and  
inserting in their place the following: 'The commissioner may  
6 include the University of Maine System and the Maine Maritime  
Academy within the coverage of the state-administered fund, which  
8 risks, exclusively, are not subject to the provisions of Title  
24-A.'

10 Further amend the amendment in section 10 in that part  
designated "~~§1737.~~" in subsection 7 in paragraph D in the last  
12 line (page 8, line 35 in amendment) by inserting after the  
following: "basis" the following: 'as required by Title 24-A'

14 Further amend the amendment in section 10 in that part  
designated "~~§1738.~~" in the 2nd and 3rd lines (page 9, lines 18  
16 and 19 in amendment) by striking out the following: "the  
18 state-administered fund, the commissioner and the director are  
not subject to Title 24-A" and inserting in its place the  
20 following: 'and its activities are not subject to Title 24-A'

#### 22 STATEMENT OF FACT

24 This amendment removes the requirement that the director of  
26 the Risk Management Division provide insurance to the schools.  
It allows insurance services to be provided to the University of  
28 Maine System and to the Maine Maritime Academy without reference  
to the Maine Insurance Code. For nonstate agencies the  
30 state-administered fund must comply with the provisions of the  
Maine Insurance Code related to premiums, rating practices,  
32 solvency, reserving and licensing, as specifically listed in the  
Maine Revised Statutes, Title 24-A, sections 1728-A and 1737.

34  
36  
Filed by Rep. Libby of Kennebunk  
Reproduced and distributed under the direction of the Clerk of the  
House  
3/18/92 (Filing No. H-1156)