

# MAINE STATE LEGISLATURE

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STATE OF MAINE  
SENATE  
116TH LEGISLATURE  
FIRST REGULAR SESSION

SENATE AMENDMENT "A" to COMMITTEE AMENDMENT "A" to H.P. 50, L.D. 66, Bill, "An Act to Preserve the Public Advocate's Participation in Residual Market Deficit Proceedings at the Bureau of Insurance"

Amend the amendment by striking out everything after the title and inserting in its place the following:

'Amend the bill by striking out everything after the title and before the statement of fact and inserting in its place the following:

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

Sec. 1. 24-A MRSA §2386-A, sub-§6, ¶ C is enacted to read:

C. For all filings pursuant to this section during calendar years 1993 and 1994, the insurance carriers participating in the proceeding are not required to pay the fees as provided in paragraph B but shall pay to the superintendent a filing fee of \$50,000. The superintendent shall immediately credit the filing fee to the Public Advocate. The filing fee must be segregated and expended to employ outside consultants and pay other expenses, including staff salaries, to fulfill the requirements of this section. In addition, the insurance carriers participating in the filing shall pay to the superintendent an additional fee of \$15,000 to cover the salaries of Public Advocate staff involvement in this proceeding. The superintendent shall transfer this fee and any other fees received for staff salaries to the Public Advocate Regulatory Fund established pursuant to Title 35-A, section 116, subsection 8. Any portion of the fees paid pursuant to this paragraph not expended for the purposes of the fee must be returned to the insurance carriers.

**SENATE AMENDMENT**

R. of S.

2           On or before September 15, 1994, the Public Advocate shall  
4           report to the joint standing committee of the Legislature  
            having jurisdiction over banking and insurance matters on  
6           fees paid pursuant to this paragraph, including, but not  
            limited to, the income received, expenses paid and any  
            amounts returned to insurance carriers.

8  
10           **Sec. 2. Allocation.** The following funds are allocated from  
            Other Special Revenue to carry out the purposes of this Act.

12           1993-94

14           **EXECUTIVE DEPARTMENT**

16           **Office of the Public Advocate**

18	Personal Services	\$15,000
	All Other	50,000

20           Provides for the allocation  
22           of funds from expected filing  
            fees for the Public  
24           Advocate's participation in  
            fresh start proceedings.

26	<b>EXECUTIVE DEPARTMENT</b>	
28	<b>TOTAL</b>	\$65,000

30           **FISCAL NOTE**

32           1993-94

34           **APPROPRIATIONS/ALLOCATIONS**

36	Other Funds	\$65,000
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38           **REVENUES**

40	Other Funds	\$65,000
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44           The Office of the Public Advocate within the Executive  
46           Department will receive an additional \$45,000 of Other Special  
            Revenue from a \$30,000 increase in the filing fee and a \$15,000  
48           fee assessed for each fresh start proceeding. Revenue is not  
            currently budgeted or allocated for this purpose, despite the


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SENATE AMENDMENT "A" to COMMITTEE AMENDMENT "A" to H.P. 50, L.D.  
66

2 fact that there is usually one filing per year. This bill  
recognizes additional revenue of \$65,000 and allocates that  
4 amount in fiscal year 1993-94.

6 The Bureau of Insurance will incur some minor additional  
costs related to the expansion of the fresh start hearings.  
8 These costs can be absorbed within the bureau's existing budgeted  
resources.'

10  
12 **STATEMENT OF FACT**

14 This amendment incorporates the substance of the bill as  
amended by Committee Amendment "A," but removes the emergency  
16 preamble and emergency clause, removes the allocation for fiscal  
year 1992-93 and adds a new fiscal note.

18  
20 (Senator McCORMICK)  
SPONSORED BY: 

22  
24 COUNTY: Kennebec

Reproduced and Distributed Pursuant to Senate Rule 12.  
(3/25/93) (Filing No. S-48)