

# MAINE STATE LEGISLATURE

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# 117th MAINE LEGISLATURE

## FIRST REGULAR SESSION-1995

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Legislative Document

No. 1573

S.P. 588

In Senate, May 16, 1995

**An Act to Further Extend the Workers' Compensation Deficit Evaluation Proceeding.**

(EMERGENCY)

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

A handwritten signature in cursive script that reads "May M. Ross".

MAY M. ROSS  
Secretary of the Senate

Presented by Senator ABROMSON of Cumberland. (GOVERNOR'S BILL).

2           **Emergency preamble. Whereas,** Acts of the Legislature do not  
become effective until 90 days after adjournment unless enacted  
as emergencies; and

4  
6           **Whereas,** the Superintendent of Insurance is required to  
determine, by June 1st of each year, the incurred deficit of the  
Maine Workers' Compensation Residual Market Pool and to establish  
8 the level of premium surcharges on employers and assessments on  
pool member insurers for the repayment of that deficit; and

10  
12           **Whereas,** the Governor has appointed a committee to make  
recommendations concerning replacement of the present system for  
funding that deficit; and

14  
16           **Whereas,** the Legislature may take action that will cause  
substantial changes to the Maine Insurance Code that will have a  
direct and immediate effect on the appropriate amounts for the  
18 surcharges and assessments, but these effects can not be taken  
into account under the current applicable law in the pending  
deficit evaluation proceeding; and

20  
22           **Whereas,** the June 1st deadline was extended to June 19,  
1995, and that extension may be insufficient to permit adequate  
24 time for deliberation by the Legislature on the proposed law  
changes; and

26  
28           **Whereas,** in the judgment of the Legislature, these facts  
create an emergency within the meaning of the Constitution of  
Maine and require the following legislation as immediately  
30 necessary for the preservation of the public peace, health and  
safety; now, therefore,

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

34           **Sec. 1. Extension of time.** Notwithstanding the required  
36 reporting date of June 1st, as specified in the Maine Revised  
Statutes, Title 24-A, section 2386-A, first paragraph, the  
38 Superintendent of Insurance is not required to evaluate the  
incurred deficit of the Maine Workers' Compensation Residual  
40 Market Pool and to establish the level of premium surcharges on  
employers and assessments on pool member insurers as required by  
42 section 2386-A until the adjournment sine die of the First  
Regular Session of the 117th Legislature. The extension of time  
44 applies only to that report due on June 1, 1995, and deferred to  
June 19, 1995 pursuant to Private and Special Law 1995, chapter  
46 25.

48           **Emergency clause.** In view of the emergency cited in the  
preamble, this Act takes effect when approved.

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## STATEMENT OF FACT

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4           This bill further extends the deadline for the workers'  
compensation deficit evaluation proceeding.