

# MAINE STATE LEGISLATURE

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# 118th MAINE LEGISLATURE

## FIRST REGULAR SESSION-1997

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Legislative Document

No. 933

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H.P. 681

House of Representatives, February 11, 1997

**Resolve, to Establish a Commission to Study Insurance Fraud.**

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

A handwritten signature in cursive script that reads "Joseph W. Mayo".

JOSEPH W. MAYO, Clerk

Presented by Representative PEAVEY of Woolwich.  
Cosponsored by Senator LaFOUNTAIN of York and  
Representatives: BERRY of Belmont, BRUNO of Raymond, CARLETON of Wells, NASS of  
Acton, WHEELER of Bridgewater, Senators: ABROMSON of Cumberland, SMALL of  
Sagadahoc.

2           **Sec. 1. Commission established. Resolved:** That the Commission  
to Study Insurance Fraud, referred to in this resolve as "the  
commission," is established; and be it further

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6           **Sec. 2. Commission membership. Resolved:** That the commission  
consists of the following 8 members:

8           1. Five representatives from the insurance industry,  
appointed by the Superintendent of Insurance. Insurance trade  
10 groups may make recommendations to the superintendent regarding  
appointees to the commission; and

12  
14           2. Three members of the Joint Standing Committee on Banking  
and Insurance. Of the members selected, one must be a Senator,  
appointed by the President of the Senate; one must be a  
16 Representative, appointed by the Speaker of the House and one  
must be a member of the House of Representatives appointed by the  
18 Minority Leader of the House of Representatives; and be it further

20           **Sec. 3. Appointments; meetings. Resolved:** That all  
appointments must be made no later than 30 days following the  
22 effective date of this resolve. The Executive Director of the  
Legislative Council must be notified by all appointing  
24 authorities once the selections have been made. Within 15 days  
after the appointment of all members, the Chair of the  
26 Legislative Council shall call and convene the first meeting of  
the commission. The commission shall select a chair from among  
28 its members; and be it further

30           **Sec. 4. Duties. Resolved:** That the commission shall study  
insurance fraud and make recommendations based on its findings.  
32 In conducting the study, the commission shall examine laws  
concerning insurance fraud from other states, including, but not  
34 limited to, Massachusetts and Florida to determine the  
effectiveness of those laws. The commission may also address  
36 other issues relevant to the study; and be it further

38           **Sec. 5. Staff assistance. Resolved:** That the Bureau of Insurance  
shall provide staffing assistance; and be it further

40           **Sec. 6. Reimbursement. Resolved:** That the members of the  
commission are entitled to reimbursement for travel and other  
42 necessary expenses, upon application to the Executive Director of  
the Legislative Council; and be it further

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46           **Sec. 7. Report. Resolved:** That the commission shall submit  
its report, together with any necessary implementing legislation,  
48 to the joint standing committee having jurisdiction over banking  
and insurance matters and to the Executive Director of the  
50 Legislative Council no later than December 1, 1998. If the  
commission requires an extension, it may apply to the Legislative  
52 Council, which may grant the extension.

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## SUMMARY

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6       This resolve establishes the Commission to Study Insurance  
8       Fraud. The commission shall report its findings and any  
10       recommended legislation to the joint standing committee having  
      jurisdiction over banking and insurance matters and to the  
      Executive Director of the Legislative Council.

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