

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)

DATE: March 27, 2001

(Filing No. S- 23)

TRANSPORTATION

Reported by:

Reproduced and distributed under the direction of the Secretary of the Senate.

STATE OF MAINE
SENATE
120TH LEGISLATURE
FIRST REGULAR SESSION

COMMITTEE AMENDMENT "A" to S.P. 202, L.D. 767, Bill, "An Act to Facilitate Passenger Rail Transportation by Limiting Liability"

Amend the bill in section 1 in that part designated "§8012." in the first paragraph in the 8th line (page 1, line 14 in L.D.) by inserting after the following: "aggregate." the following: 'If a passenger rail transportation service provider fails to secure and maintain liability insurance having policy limits of not less than \$75,000,000 per occurrence in the aggregate, then the liability limitation of this section does not apply to that provider.'

Further amend the bill in section 1 in that part designated "§8012." in the first paragraph by striking out all of the last sentence (page 1, lines 31 and 32 in L.D.) and inserting in its place the following: 'This section does not affect immunities, limitation on damages, limitation of actions, limitation of liability or other protections provided to the State, as defined by Title 14, section 8102, subsection 4, under the Maine Tort Claims Act.'

SUMMARY

This amendment clarifies that the liability limitation of this bill does not apply to a passenger rail transportation service provider that fails to secure and maintain liability insurance having policy limits of not less than \$75,000,000 per occurrence in the aggregate. The amendment also clarifies that this section does not affect limitation on damages, limitation of actions, limitation of liability or other protections provided to the State, as defined by the Maine Revised Statutes, Title 14, section 8102, subsection 4, under the Maine Tort Claims Act.

COMMITTEE AMENDMENT