

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)



121st MAINE LEGISLATURE

FIRST REGULAR SESSION-2003

Legislative Document

No. 814

H.P. 591

House of Representatives, February 20, 2003

An Act To Help Businesses with a Clean Workers' Compensation Claims History

Reference to the Committee on Insurance and Financial Services suggested and ordered printed.

Millicent M. MacFarland
MILLICENT M. MacFARLAND
Clerk

Presented by Representative HUTTON of Bowdoinham.
Cosponsored by Senator EDMONDS of Cumberland and
Representatives: COWGER of Hallowell, DUPLESSIE of Westbrook, HATCH of Skowhegan,
JACKSON of Fort Kent, MARRACHÉ of Waterville, PATRICK of Rumford, WATSON of
Bath.

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

2
4 **Sec. 1. 24-A MRSA §2382-D, sub-§2**, as enacted by PL 1991, c. 885, Pt. B, §12 and affected by §13, is amended to read:

6 **2. Experience rating.** The uniform experience rating plan
8 must be the exclusive means for providing premium adjustments
10 based on the past claim experience of an insured employer. The
12 experience rating plan must provide that the claims experience
14 for the 3 most recent years for which data is available be
16 considered on the following bases.

18 A. The claims and exposure for the most recent year for
20 which data is available must be given 40% weight, except
22 that if there are no claims for that year the claims and
24 exposure must be given 100% weight and the claims and
26 exposure for the 2nd and 3rd most recent years must be given
no weight.

28 B. The claims and exposure for the 2nd most recent year for
30 which data is available must be given 35% weight except as
provided in paragraph A.

32 C. The claims and exposure for the 3rd most recent year for
34 which data is available must be given 25% weight except as
provided in paragraph A.

36 If Except as provided in paragraph A, if data is available for
38 only 2 years of experience, the weighting must be 60% for the
most recent year and 40% for the 2nd most recent year.

SUMMARY

34 This bill requires that employers with no claims history for
36 the prior year be given credit for the lack of claims experience
38 in determining the premium for workers' compensation insurance.