

# MAINE STATE LEGISLATURE

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my  
ROFS

L.D. 1773

Date: 3/1/12

Majority

(Filing No. H-735)

**INSURANCE AND FINANCIAL SERVICES**

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**STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
125TH LEGISLATURE  
SECOND REGULAR SESSION**

COMMITTEE AMENDMENT "A" to H.P. 1305, L.D. 1773, Bill, "An Act Regarding Insurance Adjusters and Reporting Requirements for Insurance Companies"

Amend the bill by striking out all of sections 2 to 4 and inserting the following:

'Sec. 2. 24-A MRSA §1402, sub-§1, ¶G is enacted to read:

G. An individual who satisfies the following with regard to portable electronic device insurance as defined under section 7001, subsection 6, paragraph A:

(1) The individual collects claim information from, or furnishes claim information to, insureds or claimants and conducts data entry including entering data into an automated claims adjudication system; and

(2) The individual is an employee of an adjuster licensed under this chapter or the adjuster's affiliate.

No more than 25 individuals under the supervision of one licensed adjuster or insurance producer described under paragraph C may be exempt pursuant to this paragraph.

For purposes of this paragraph, "automated claims adjudication system" means a preprogrammed computer system designed for the collection, data entry, calculation and final resolution of portable electronic device insurance claims that is used by an adjuster, insurance producer or supervised individual operating pursuant to this paragraph; complies with all claims payment requirements of the Maine Insurance Code; and is certified as compliant with this paragraph by a licensed adjuster that is an officer of a business entity licensed under this chapter.

Sec. 3. 24-A MRSA §1413, sub-§2, as amended by PL 2001, c. 259, §14, is further amended to read:

2. Officers; directors; members; partners. A business entity shall notify the superintendent of its members, directors, officers or partners, and of all executive officers and directors of entities owning and individuals owning, directly or indirectly, 51% or

**COMMITTEE AMENDMENT**

1 more of the outstanding voting securities of the applicant, within 14 days of a request for  
2 such information by the superintendent.'

3 **SUMMARY**

4 This amendment is the majority report and makes the following changes to the bill.

5 1. It makes clarifying changes to the provision that provides an exemption from  
6 licensing for certain individuals that perform clerical activities associated with claims  
7 adjustment for portable electronic device insurance.

8 2. It removes language related to the reporting requirements for nonresident business  
9 entities.

10 3. It removes the provision related to the licensure of a resident of Canada as an  
11 insurance adjuster.

**FISCAL NOTE REQUIRED**  
**(See attached)**



# 125th MAINE LEGISLATURE

LD 1773

LR 2569(02)

**An Act Regarding Insurance Adjusters and Reporting Requirements for Insurance Companies**

**Fiscal Note for Bill as Amended by Committee Amendment "A" (H-735)**  
**Committee: Insurance and Financial Services**  
**Fiscal Note Required: Yes**

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## Fiscal Note

Minor cost increase - Other Special Revenue Funds  
Minor revenue increase - Other Special Revenue Funds

### Fiscal Detail and Notes

The cost and revenue impact to the Department of Professional and Financial Information is expected to be minor and can be absorbed within existing budgeted resources.