

# MAINE STATE LEGISLATURE

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# 128th MAINE LEGISLATURE

## FIRST REGULAR SESSION-2017

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Legislative Document

No. 592

S.P. 207

In Senate, February 16, 2017

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**An Act To Enable the Maine Employers' Mutual Insurance  
Company To Better Serve Maine Employers by Eliminating the  
High-risk Program**

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

A handwritten signature in cursive script, reading "Heather J.R. Priest".

HEATHER J.R. PRIEST  
Secretary of the Senate

Presented by Senator WHITTEMORE of Somerset.  
Cosponsored by Representative FARRIN of Norridgewock and  
Senators: CUSHING of Penobscot, CYRWAY of Kennebec, KATZ of Kennebec, LANGLEY  
of Hancock, MASON of Androscoggin, SAVIELLO of Franklin, Representatives: STETKIS  
of Canaan, STROM of Pittsfield.

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

2 **Sec. 1. 24-A MRSA §3714, sub-§7**, as enacted by PL 2001, c. 350, §10, is  
3 repealed.

4 **Sec. 2. 24-A MRSA §3714, sub-§§8 and 9** are enacted to read:

5 **8. Filing of retrospective rating plans.** The board may file with the superintendent  
6 retrospective rating plans that, after hearing, may be imposed on an employer with a  
7 demonstrated record of repeated serious violations of workplace health and safety rules  
8 and regulations such as those adopted under Title 26, chapter 6 or 29 United States Code,  
9 Chapter 15, whichever is applicable.

10 **9. Availability of retrospective rating plans.** The board shall develop and file with  
11 the superintendent and, if not disapproved by the superintendent, make available to  
12 policyholders on a voluntary basis retrospective rating plans.

13 **SUMMARY**

14 This bill eliminates the requirement that the Maine Employers' Mutual Insurance  
15 Company maintain a high-risk program. The bill retains the provisions that were  
16 contained in the high-risk program language regarding the filing of retrospective rating  
17 plans and making retrospective rating plans available to policyholders.