

# MAINE STATE LEGISLATURE

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Date: 4/5/2018

L.D. 1875  
(Filing No. S- 442)

**INSURANCE AND FINANCIAL SERVICES**

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**STATE OF MAINE  
SENATE  
128TH LEGISLATURE  
SECOND REGULAR SESSION**

COMMITTEE AMENDMENT "A" to S.P. 718, L.D. 1875, Bill, "An Act To Amend the Maine Life and Health Insurance Guaranty Association Act"

Amend the bill in section 4 in paragraph E in the first line (page 2, line 38 in L.D.) by striking out the following: "policy or portion of a policy" and inserting the following: 'policy or contract or portion of a policy or contract'

Amend the bill in section 5 in paragraph J in subparagraph (3) in the first line (page 3, line 24 in L.D.) by inserting after the following: "policy" the following: 'or contract'

Amend the bill in section 10 in paragraph B in subparagraph (2) in division (a) in the 2nd line (page 4, line 25 in L.D.) by inserting after the following: "income insurance" the following: 'long-term care insurance'

Amend the bill in section 13 in subsection 12 in the 3rd line (page 5, line 18 in L.D.) by inserting after the following: "kind of insurance" the following: 'annuity or health maintenance organization'

Amend the bill in section 17 in paragraph B in subparagraph (3) in the 3rd line (page 7, line 21 in L.D.) by inserting after the following: "other than the insured" the following: 'enrollee'

**SUMMARY**

This amendment makes the following technical changes to the bill.

1. It adds a reference to a contract to clarify the application of the exception in the bill to any long-term benefits or health benefits provided through an annuity contract.
2. It clarifies that the exception in current law for obligations that do not arise under the express terms of the policy or contract applies to misrepresentation of annuity contracts.
3. It clarifies the specific provision that provides the guaranty association limits for long-term care insurance.

**COMMITTEE AMENDMENT**

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COMMITTEE AMENDMENT "A" to S.P. 718, L.D. 1875

- 1           4. It clarifies that issuers of annuity contracts and health maintenance organizations
- 2           are members of the guaranty association.
- 3           5. It adds a reference to an enrollee for consistency with other provisions in the bill.