

MAINE STATE LEGISLATURE

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121333

EIGHTY-SECOND LEGISLATURE

S. P. No. 1

S. D. No. 1

In Senate, Jan. 14, 1925.

Referred to Committee on Mercantile Affairs and Insurance,
and 500 copies ordered printed. Sent down for concurrence.

ROYDEN V. BROWN, Secretary.

Presented by Senator Cram of Cumberland.

STATE OF MAINE

IN THE YEAR OF OUR LORD ONE THOUSAND NINE
HUNDRED AND TWENTY-FIVE

AN ACT Regulating the Payment of Losses Under Certain
Policies of Liability Insurance

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

Section 1. The liability of any company under a policy
2 insuring against liability for loss or damage on account of
3 bodily injury or death by accident or on account of damage
4 to property shall become absolute whenever such loss or
5 damage, for which the insured is responsible, occurs, and
6 the satisfaction by the insured of a final judgment for such
7 loss or damage shall not be a condition precedent to the
8 right or duties of the company to make payment on account
9 of said loss or damage. No such contract of insurance shall
10 be cancelled or annulled by any agreement between the

11 company and the insured after the said insured has become
12 responsible for such loss or damage and any such cancel-
13 lation or annulment shall be void.

Sect. 2. Upon the recovery of a final judgment against
2 any person by any person, including executors or adminis-
3 trators, for any loss or damage specified in the preceding
4 section, if the judgment debtor was at the accrual of the
5 cause of action insured against liability therefor, the judg-
6 ment creditor shall be entitled to have the insurance money
7 applied to the satisfaction of the judgment by bringing a
8 bill in equity in his own name against the insurance company
9 to reach and apply said insurance money provided for in
10 the contract of insurance between the company and the
11 judgment debtor towards the satisfaction or the partial sat-
12 isfaction of the final judgment.

Sect. 3. No bill in equity shall be brought against an in-
2 surance company to reach and apply said insurance money
3 until thirty days shall have elapsed from the time of the
4 rendition of the final judgment against the judgment debtor.

Sect. 4. All acts or part of acts inconsistent with this act
2 are herewith repealed.