

MAINE STATE LEGISLATURE

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E I G H T Y - N I N T H L E G I S L A T U R E

Legislative Document

No. 959

H. P. 1792

House of Representatives, February 22, 1939.

Referred to Committee on Mercantile Affairs and Insurance and sent up for concurrence. 500 copies ordered printed.

HARVEY R. PEASE, Clerk.

Presented by Mr. Mahon of Ellsworth.

S T A T E O F M A I N E

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
THIRTY-NINE

AN ACT Relating to Standard Fire Insurance Policies.

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

R. S., c. 60, § 8, amended. Section 8 of chapter 60 of the revised statutes is hereby amended by adding at the end thereof the following:

‘In addition to the foregoing method of determining the amount of the loss under any fire insurance policy wherein the parties have failed to agree upon the amount of such loss, the insured, at his option, subsequent to 60 days following the submission of his statement of loss as provided in section 5 of this chapter, may bring his suit or action at law to recover his damages or loss, against the insurance company returnable to the superior court at the next term thereof held 14 days after the service of his writ upon the company; such cause shall be in order for trial at the return term before the jury, except that a jury trial may be waived if both parties consent. The fees of all referees mentioned in this section shall be paid by the insurance company. The terms of the “arbitration clause” in the standard form of policy set forth in section 5 of this chapter though contained in the policies issued to the insured, shall be construed to be subject to the provisions of this act, and no waiver shall be valid.’