

# MAINE STATE LEGISLATURE

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**Legislative Document**

**No. 862**

H. P. 602

House of Representatives, February 19, 1959

Referred to the Committee on Business Legislation, sent up for concurrence and ordered printed.

HARVEY R. PEASE, Clerk

Presented by Mr. Walter of Waldoboro.

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STATE OF MAINE

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IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
FIFTY-NINE

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**AN ACT Relating to Unfair Methods of Competition and Trade Practices.**

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

**Sec. 1. R. S., c. 60, § 146, amended.** Section 146 of chapter 60 of the Revised Statutes is amended to read as follows:

**'Sec. 146. Purpose.** The purpose of sections 146 to 158 is to regulate trade practices in the business of insurance in accordance with the intent of Congress as expressed in the Act of Congress of March 9, 1945 (Public Law 15, 79th Congress), by defining or providing for the determination of all such practices in this State which constitute unfair methods of competition or unfair or deceptive acts or practices, **by defining or providing for the determination of all such practices in other states by residents of this State which constitute unfair methods of competition or unfair or deceptive acts or practices,** and by prohibiting the trade practices so defined or determined.'

**Sec. 2. R. S., c. 60, § 148, amended.** Section 148 of chapter 60 of the Revised Statutes is amended by adding at the end, a new sentence, as follows:

**'No resident of this State shall engage in any other state in any trade practice which is defined in sections 146 to 158 as, or determined pursuant to sections 146 to 158 to be, an unfair method of competition or an unfair or deceptive act or practice in the business of insurance.'**

**Sec. 3. R. S., c. 60, § 151, amended.** The first paragraph of section 151 of chapter 60 of the Revised Statutes is amended to read as follows:

'Whenever the commissioner shall have reason to believe that any such person has been engaged or is engaging in this State in any unfair method of competition or any unfair or deceptive act or practice defined in section 149, **or that a resident of this State has been engaged or is engaging in any other state in any unfair method of competition or unfair or deceptive act or practice defined in section 149,** and that a proceeding by him in respect thereto would be to the interest of the public, he shall issue and serve upon such person a statement of the charges in that respect and a notice of a hearing thereon to be held at a time and place fixed in the notice, which shall not be less than 14 days after the date of the service thereof.'

**Sec. 4. R. S., c. 60, § 154, amended.** The first sentence of section 154 of chapter 60 of the Revised Statutes is amended to read as follows:

'Whenever the commissioner shall have reason to believe that any person engaged in the business of insurance is engaging in this State in any method of competition or in any act or practice in the conduct of such business which is not defined in section 149, **or that a resident of this State engaged in the business of insurance is engaging in any other state in any method of competition or in any act or practice in the conduct of such business which is not defined in section 149,** that such method of competition is unfair or that such act or practice is unfair or deceptive, and that a proceeding by him in respect thereto would be to the interest of the public, he may issue and serve upon such person a statement of the charges in that respect and a notice of a hearing thereon to be held at a time and place fixed in the notice, which shall not be less than 14 days after the date of the service thereof.'