

MAINE STATE LEGISLATURE

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ACTS, RESOLVES AND CONSTITUTIONAL RESOLUTIONS

AS PASSED BY THE

One Hundred and Sixth Legislature

OF THE

STATE OF MAINE

Published by the Director of Legislative Research in accordance with the Revised Statutes of 1964, Title 3, Section 164, Subsection 6.

THE KNOWLTON AND McLEARY COMPANY
FARMINGTON, MAINE
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PUBLIC LAWS
OF THE
STATE OF MAINE
AS PASSED BY THE
One Hundred and Sixth Legislature

1973

§ 304. Actions

Any action under this chapter may be commenced by civil summons without an order of service from the court. The Supreme Judicial Court shall prescribe by general rule the procedure for such civil action.

Effective October 3, 1973

CHAPTER 479

AN ACT Relating to Support, Judicial Separation and Annulment Actions by Military Nonresidents Stationed in Maine.

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

Sec. 1. R. S., T. 19, § 214, amended. Section 214 of Title 19 of the Revised Statutes, as amended by section 6 of chapter 19 of the public laws of 1965, is further amended by adding a new paragraph at the end to read as follows:

The right to file such a complaint shall not be denied any person for failure to meet any residency requirement if such person is a member of the Armed Forces of the United States on active duty stationed in Maine or a dependent or spouse of such a member. Such a member shall be deemed to be a resident either of the county in which the military installation or installations or other place at which he has been stationed is located or of the county in which he has sojourned.

Sec. 2. R. S., T. 19, § 301, amended. Section 301 of Title 19 of the Revised Statutes is amended by adding a new paragraph at the end to read as follows:

The right to bring such petition shall not be denied any person for failure to meet any residency requirement if such person is a member of the Armed Forces of the United States on active duty stationed in Maine or a dependent or spouse of such a member. Such a member shall be deemed to be a resident either of the county in which the military installation or installations or other place at which he has been stationed is located or of the county in which he has sojourned.

Sec. 3. R. S., T. 19, § 584, amended. Section 584 of Title 19 of the Revised Statutes is amended by adding a new paragraph at the end to read as follows:

The right to bring such petition shall not be denied any person for failure to meet any residency requirement if such person is a member of the Armed Forces of the United States on active duty stationed in Maine or a dependent or spouse of such a member. Such a member shall be deemed to be a resident either of the county in which the military installation or installations or other place at which he has been stationed is located or of the county in which he has sojourned.

Sec. 4. R. S., T. 19, § 632, amended. Section 632 of Title 19 of the Revised Statutes is amended by adding a new paragraph at the end to read as follows:

The right to file such a complaint shall not be denied any person for failure to meet any residency requirement if such person is a member of the Armed Forces of the United States on active duty stationed in Maine or a dependent or spouse of such a member. Such a member shall be deemed to be a resident either of the county in which the military installation or installations or other place at which he has been stationed is located or of the county in which he has sojourned.

Effective October 3, 1973

CHAPTER 480

AN ACT Providing for Interest on Late Payment of Insurance Claims.

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

R. S., T. 24-A, § 2436, additional. Title 24-A of the Revised Statutes as enacted by section 1 of chapter 132 of the public laws of 1969 is amended by adding a new section 2436 to read as follows:

§ 2436. Late payment

Claims made by a named or other person insured thereunder for payment of benefits under a policy of insurance against loss, delivered or issued for delivery within this State, are payable within 60 days of the date that the insurer receives reasonable proof of loss and amount of loss realized. Unless the insurer notifies the insured in writing within 60 days from the receipt of such proof that the fact or amount of loss is disputed, payments of claims are overdue if not paid within said 60 days. If the insurer disputes only part of the claim, the remainder of the claim is overdue if not paid within 60 days of receipt of proof of loss and amount of loss. Any part or all of the disputed part of the claim that is later supported by reasonable proof that is not further disputed is also overdue if not paid within 60 days after such proof is received by the insurer.

If the insurer fails to pay such claims when due, the amount of the claim shall bear interest at the rate of $1\frac{1}{2}\%$ per month after the due date.

A reasonable attorney's fee for advising and representing a claimant on a claim or action for a claim shall be paid by the insurer if overdue benefits are recovered in an action against the insurer or if overdue benefits are paid after receipt of notice of the attorney's representation.

Effective October 3, 1973

CHAPTER 481

AN ACT Establishing Privilege to Refuse Disclosure in a Patient-Psychiatrist Relationship.

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

R. S., T. 16, § 60, additional. Title 16 of the Revised Statutes is amended by adding a new section 60, to read as follows: