

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE
ONE HUNDRED AND ELEVENTH LEGISLATURE

SECOND SPECIAL SESSION

November 18, 1983

AND AT THE

SECOND REGULAR SESSION

January 4, 1984 to April 25, 1984

AND AT THE

THIRD SPECIAL SESSION

September 4, 1984 to September 11, 1984

PUBLISHED BY THE DIRECTOR OF LEGISLATIVE RESEARCH
IN ACCORDANCE WITH MAINE REVISED STATUTES
ANNOTATED, TITLE 3, SECTION 164, SUBSECTION 6.

J.S. McCarthy Co., Inc.
Augusta, Maine
1986

PUBLIC LAWS
OF THE
STATE OF MAINE

AS PASSED AT THE
SECOND REGULAR SESSION
of the
ONE HUNDRED AND ELEVENTH LEGISLATURE
JANUARY 4, 1984 TO APRIL 25, 1984

tained surplus required of it under the schedule set up in this subsection.

Sec. 3. 24-A MRSA §3352, sub-§4 is enacted to read:

4. Domestic mutual insurers, possessing a certificate of authority to conduct business solely on an assessment plan upon the effective date of this subsection, and newly organized assessment plan mutual insurers authorized after the effective date of this subsection shall be governed as to surplus funds requirements by the provisions of chapter 51.

Sec. 4. 24-A MRSA §3415, sub-§1, as amended by PL 1973, c. 585, §12, is repealed and the following enacted in its place:

1. A domestic stock or mutual insurer may borrow money to defray the expenses of its organization, provide it with surplus funds or for any purpose of its business, upon a written agreement that such money is required to be repaid only out of the insurer's surplus in excess of that stipulated in the agreement. The agreement may provide for interest not exceeding, per annum, a rate of 5 percentage points in excess of the then current discount rate of the Federal Reserve Bank, Boston, which interest shall or shall not constitute a liability of the insurer as to its funds other than such excess of surplus as stipulated in the agreement. No commission or promotion expense may be paid in connection with any such loan, except that if sale is made of the loan securities through established securities brokers or by public offering, the insurer may pay the reasonable costs thereof approved by the superintendent.

Effective July 25, 1984.

CHAPTER 710

H.P. 1579 - L.D. 2090

AN ACT Concerning Desecration and
Vandalism of Religious and other Institutions.

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

17-A MRSA §507, sub-§3, as enacted by PL 1975, c. 499, §1, is amended to read:

3. Desecration is a Class E D crime.

Effective July 25, 1984.

CHAPTER 711

S.P. 764 - L.D. 2072

AN ACT to Avoid Lapsing Certain State Appropriated Public Transportation Funds.

Emergency preamble. Whereas, Acts of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, the 90-day period may not terminate until after the end of this fiscal year; and

Whereas, the present requirement that these funds be encumbered by the end of the fiscal year is inconsistent with federal funding availability and this program; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

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

PL 1983, c. 110, Pt. A, §23, under the caption "TRANSPORTATION, DEPARTMENT OF" is amended by striking out the first 2 lines of that part relating to Transportation Services and inserting in their place the following:

Transportation Services

<u>All Other</u>	<u>3,078,698</u>	<u>2,613,198</u>
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Any unencumbered balances
of the funds shall not
lapse at the end of the