

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND FIFTEENTH LEGISLATURE

FIRST REGULAR SESSION

December 5, 1990 to July 10, 1991

Chapters 1 - 590

THE GENERAL EFFECTIVE DATE FOR
NON-EMERGENCY LAWS IS
OCTOBER 9, 1991

PUBLISHED BY THE REVISOR OF STATUTES
IN ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,
TITLE 3, SECTION 163-A, SUBSECTION 4.

J.S. McCarthy Company
Augusta, Maine
1991

PUBLIC LAWS
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tient service revenue limit that would otherwise ~~have been~~ be allocated to purchasers and payors other than ~~major 3rd-party payors~~ Medicare and Medicaid. Adjustments to the succeeding year's gross patient service revenue limit ~~shall~~ are not be made for undercharges if the undercharges resulted from an affirmative decision by the hospital's governing body to undercharge. Any such decision to undercharge must be disclosed to the commission in order that it may be taken into account in the apportionment of the hospital's approved gross patient service revenue among all payors and purchasers, ~~including major 3rd-party payors~~.

C. Payments to hospitals on the per case system ~~shall be~~ are made on the basis of charges established consistent with limits set by the commission under that system. The commission shall establish by rule the necessary adjustments to approved revenues in subsequent payment years for hospitals determined to have overcharged or undercharged purchasers and payors other than ~~major 3rd-party payors~~ Medicare and Medicaid.

Sec. 10. Effective date. That section of this Act that repeals and replaces the Maine Revised Statutes, Title 22, section 304-A, subsection 3-A takes effect October 1, 1991.

See title page for effective date, unless otherwise indicated.

CHAPTER 486

H.P. 1313 - L.D. 1899

An Act to Increase the Minimum Amount of Insurance Coverage Required for Limousines to Conform with Federal Law

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

Sec. 1. 29 MRSA §831, first ¶, as amended by PL 1989, c. 502, Pt. B, §31, is further amended to read:

The Secretary of State ~~shall~~ may not register any motor vehicle rented or leased on plans commonly known as U-Drive, Drive Yourself or Driverless Car plans nor any motor vehicle used for livery or hire other than a limousine, except as provided in section 2708, and no person, firm or corporation may operate or cause to be operated upon any public highway in this State any such motor vehicle, until the owner or owners thereof ~~shall~~ have procured insurance or a bond, having a surety company authorized to transact business in this State or 2 individuals as sureties thereon, in the amount of \$20,000 because of bodily injury or death to any one person, and subject to the limit respecting one

person, in the amount of \$40,000 because of bodily injury to or death to 2 or more persons in any one accident, and in the amount of \$10,000 because of injury to and destruction of property in any one accident, which insurance or bond ~~shall~~ must be approved by the Secretary of State and ~~shall~~ indemnify the insured against any legal liability for personal injury, the death of any person or property damage, which injury, death or damage may result from or have been caused by the operation of the motor vehicle described in the contract of insurance or such bond. The Secretary of State ~~shall~~ may not approve the policy or bond unless it provides primary coverage for the operator as well as the owner.

Sec. 2. 29 MRSA §831, as amended by PL 1989, c. 866, Pt. A, §7 and affected by Pt. B, §26, is further amended by adding after the first paragraph a new paragraph to read:

The Secretary of State may not register a limousine used for hire and a person, firm or corporation may not operate or cause to be operated upon any public highway in this State a limousine used for hire until the owner or owners have provided liability insurance in the amount of \$1,500,000. For the purposes of this section, "limousine" means a luxury motor vehicle with a seating capacity of 5 or more passengers behind the driver.

See title page for effective date.

CHAPTER 487

H.P. 1205 - L.D. 1761

An Act to Limit Liability for Participants in Recycling Programs

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

Whereas, to encourage the statewide recycling effort, it is essential that this legislation be effective before the expiration of the 90-day period; 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:

Sec. 1. 14 MRSA §159-B is enacted to read:

§159-B. Limited liability for recycling activities by municipalities and regional associations