

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND FIFTEENTH LEGISLATURE

THIRD SPECIAL SESSION

October 1, 1992 to October 6, 1992

FOURTH SPECIAL SESSION

October 16, 1992

ONE HUNDRED AND SIXTEENTH LEGISLATURE

FIRST REGULAR SESSION

December 2, 1992 to July 14, 1993

THE GENERAL EFFECTIVE DATE FOR

FIRST REGULAR SESSION

NON-EMERGENCY LAWS IS

OCTOBER 13, 1993

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
1993

PUBLIC LAWS
OF THE
STATE OF MAINE

AS PASSED AT THE
FIRST REGULAR SESSION

of the
ONE HUNDRED AND SIXTEENTH LEGISLATURE

1993

(1) At the time the application is made for financial assistance, is an existing business with 9 or fewer employees;

(2) Has been in business for at least 3 years; and

(3) Agrees to seek business counseling if required by the authority.

See title page for effective date.

CHAPTER 320

S.P. 448 - L.D. 1415

An Act to Clarify the Extent of Insurable Interests

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

Sec. 1. 24-A MRSA §2404, sub-§3, ¶C, as amended by PL 1991, c. 548, Pt. C, §1, is further amended to read:

C. ~~An individual~~ A party to a contract or option for the purchase or sale, including a redemption, of an interest in a business proprietorship, partnership or firm, or of shares of stock of a ~~closed~~ corporation or of an interest in these shares, has an insurable interest in the life, body and health of each individual party to that contract or option, and for the purposes of that contract or option only, in addition to any insurable interest ~~which~~ that may otherwise exist as to that individual;

Sec. 2. 24-A MRSA §2404, sub-§3, ¶E, as enacted by PL 1991, c. 548, Pt. C, §3, is amended to read:

E. Any revocable or irrevocable trust has an insurable interest, provided any settlor or any beneficiary of the trust has an insurable interest as provided in paragraph A ~~or, B, or C.~~ A partnership has an insurable interest provided any partner has an insurable interest.

Sec. 3. 24-A MRSA §2405, sub-§§1 and 2, as enacted by PL 1969, c. 132, §1, are amended to read:

1. Life insurance contracts may be entered into in which the person, trust or trustee paying the consideration for the insurance has no insurable interest in the life of the individual insured, where charitable, benevolent, educational; or religious institutions, or their agencies, are designated irrevocably as the beneficiaries thereof.

2. In making such contracts, the person paying the premium shall make and sign the application therefor as owner or as settlor of a trust, and shall designate a charitable, benevolent, educational or religious institution, or any agency thereof, irrevocably as the beneficiary or ben-

eficiaries of such contract. The application ~~shall~~ must be signed also by the individual whose life is to be insured.

Sec. 4. Application; retroactivity. Those sections of this Act that amend the Maine Revised Statutes, Title 24-A, section 2404 apply retroactively, so that if, on the effective date of this Act, any person has an insurance contract upon the life or body of an insured, and if that person would have an insurable interest in the life or body of the insured under the statutes as amended in this Act, then that person is deemed to have had an insurable interest at the time when the contract was made.

Sec. 5. Certain beneficiaries; application. The section of this Act that amends the Maine Revised Statutes, Title 24-A, section 2405 applies to insurance contracts entered into after the effective date of this Act and insurance contracts transferred, after the effective date of this Act, to trusts of which the applicant is settlor for the benefit of charitable, benevolent, educational or religious institutional beneficiaries.

See title page for effective date.

CHAPTER 321

S.P. 291 - L.D. 861

An Act to Amend the Laws Governing the Effect of a Tender in Foreclosure Actions

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

Sec. 1. 14 MRSA §6204, as amended by PL 1991, c. 134, §2, is further amended to read:

§6204. Redemption in one year

The mortgagor or person claiming under ~~him~~ the mortgagor may redeem the mortgaged premises within one year after the first publication or the service of the notice mentioned in section 6203, and if not so redeemed, ~~his~~ the mortgagor's right of redemption is forever foreclosed.

The mortgagor and mortgagee may agree upon any period of time not less than one year in which the mortgage ~~shall be~~ is forever foreclosed, ~~which.~~ If made, this agreement shall must be inserted in the mortgage and be is binding on the parties, their heirs, legal representatives and assigns and ~~shall apply~~ applies to all the modes of foreclosure of mortgages on real estate.

The mortgagor or those claiming under the mortgagor have the right to redeem the mortgaged premises from any or all sales of the mortgaged premises under and by virtue of authority and power contained in the mortgage or from any sale of the mortgaged premises under or by virtue of a separate instrument executed at or about the same time with the mortgage, and being a