

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE
ONE HUNDRED AND SIXTEENTH LEGISLATURE

SECOND REGULAR SESSION

January 5, 1994 to April 14, 1994

THE GENERAL EFFECTIVE DATE FOR
SECOND REGULAR SESSION
NON-EMERGENCY LAWS IS
JULY 14, 1994

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

§2847-D. Penalty for noncompliance with utilization review programs

A policy or certificate issued or renewed after the effective date of this section may not contain a provision that establishes a penalty of more than \$500 for failure to provide notification under a utilization review program.

Sec. B-6. 24-A MRSA §2860-A, as enacted by PL 1993, c. 208, §3, is amended to read:

§2860-A. Commissions

A commission not exceeding 5% of credit life and health insurance premiums, as set forth by rules adopted by the superintendent, may be paid to any creditor who is a licensed credit insurance agent. This section does not prohibit fees paid to a lender for handling or processing credit life or health insurance not exceeding 10% of prima facie premiums as set forth by rules adopted by the superintendent.

Emergency clause. In view of the emergency cited in the preamble, this Act takes effect when approved.

Effective April 8, 1994.

CHAPTER 646

H.P. 1202 - L.D. 1611

An Act to Adjust the Dates for Distributions from the State Harness Racing Commission

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

Whereas, this legislation provides for the distribution of commissions on wagers and requires certain distributions by May 15; 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. 8 MRSA §275-I, sub-§3, as enacted by PL 1993, c. 388, §8, is amended to read:

3. Distribution based on race dates. Payments made under subsections 1 and 2 for distribution in

accordance with this subsection must be ~~divided equally distributed~~ among licensees conducting live racing in the State in proportion to the number of racing days granted by the commission and actually raced by that licensee and the total number of racing days granted in any one year by the commission and actually raced by all licensees days each licensee is both licensed to be and is open for wagering during the year in which the payments are made. Payment must be made by the end of the calendar year. Payments made for wagers accepted before May 1st must be distributed not later than May 15th among all licensees in proportion to the number of days they are licensed to accept wagers for the entire year. Payments made for wagers accepted after April 30th and before September 1st must be distributed not later than September 15th. Payments made for wagers accepted after August 31st and on or before December 31st must be distributed among licensees so that the total distribution under this subsection to each licensee for the entire year is in proportion to the number of days each licensee was licensed to and did in fact accept wagers.

Sec. 2. 8 MRSA §275-J, sub-§3, as enacted by PL 1993, c. 388, §8, is amended to read:

3. Distribution based on wagered amounts. Amounts On May 15th, September 15th and within 15 days after the close of all off-track betting facilities for the year, amounts payable under subsections 1 and 2 for distribution in accordance with this subsection must be ~~divided equally among~~ distributed to commercial race tracks in the State that provide simulcast transmission of live racing in the State in proportion to the amount of wagers placed at off-track betting facilities on simulcast races from that licensee ~~in the previous calendar year up to the last day of the preceding month~~ and the total amount wagered at off-track betting facilities on races simulcast from all commercial racetracks ~~in that year up to that date. In the first year of distribution, the amounts must be distributed based on the proportion of wagers made in that first year.~~ The last payment of the calendar year must be adjusted to reflect each licensee's wagers in proportion to the total wagered at off-track betting facilities in that calendar year.

Emergency clause. In view of the emergency cited in the preamble, this Act takes effect when approved.

Effective April 8, 1994.
