

# MAINE STATE LEGISLATURE

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**LAWS**  
**OF THE**  
**STATE OF MAINE**

**AS PASSED BY THE**

**ONE HUNDRED AND TWENTY-EIGHTH LEGISLATURE**

**FIRST REGULAR SESSION**  
**December 7, 2016 to August 2, 2017**

**THE GENERAL EFFECTIVE DATE FOR**  
**FIRST REGULAR SESSION**  
**NON-EMERGENCY LAWS IS**  
**NOVEMBER 1, 2017**

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

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**Augusta, Maine**  
**2017**

C. The income to be derived throughout budgetary and economic cycles, taking into account prudent investment risk constraints and the cash flow characteristics of the portfolio.

This standard must be applied to the overall investment portfolio of the sanitary district and not to individual items within a diversified portfolio.

See title page for effective date.

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**CHAPTER 152**  
**S.P. 323 - L.D. 984**

**An Act To Separate the Authorities under the Licenses for Property and Casualty Insurance Adjusters and Workers' Compensation Insurance Adjusters**

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

**Sec. 1. 24-A MRSA §1402, sub-§1, ¶B**, as amended by PL 2009, c. 511, Pt. C, §1, is further amended to read:

B. Property and casualty insurance adjusters who are employees of insurers or workers' compensation insurance adjusters who are employees of insurers;

**Sec. 2. 24-A MRSA §1402, sub-§11-A**, as enacted by PL 2009, c. 511, Pt. C, §3, is amended to read:

**11-A. Property and casualty insurance adjuster.** "Property and casualty insurance adjuster" means a person who adjusts property and casualty claims of any kind except for multiple peril crop insurance claims and workers' compensation claims.

**Sec. 3. 24-A MRSA §1402, sub-§11-B** is enacted to read:

**11-B. Workers' compensation insurance adjuster.** "Workers' compensation insurance adjuster" means a person who adjusts workers' compensation claims governed by Title 39 or 39-A. Notwithstanding any provision of law to the contrary, a person who on January 1, 2018 is licensed as a property and casualty insurance adjuster is automatically granted workers' compensation authority on that date.

**Sec. 4. 24-A MRSA §1415, sub-§3**, as amended by PL 2009, c. 511, Pt. C, §5, is further amended to read:

**3. Adjuster authorities.** A resident or nonresident adjuster may receive the following authorities under the license:

- A. Property and casualty insurance adjuster; ~~and~~
- B. Multiple peril crop insurance adjuster; and
- C. Workers' compensation insurance adjuster.

**Sec. 5. Effective date.** This Act takes effect January 1, 2018.

Effective January 1, 2018.

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**CHAPTER 153**  
**H.P. 714 - L.D. 1013**

**An Act To Clarify the Law Allowing Certificate of Approval Holders and Manufacturers or Suppliers of Spirits To Offer Mail-in Rebates**

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

**Sec. 1. 28-A MRSA §708, sub-§6**, as amended by PL 2013, c. 514, §1 and affected by §3, is further amended to read:

**6. Marketing and mail-in promotions.** Upon approval by the commission, promotional materials designed to encourage a consumer to purchase a spirits product to be attached to or displayed near the spirits product where it is offered for sale for off-premises consumption may be offered by those whose spirits products are listed by the commission. Upon approval by the commission, a mail-in rebate may be provided to consumers through print or electronic media, attached to the spirits product or displayed near the spirits product where the spirits product is offered for sale for off-premises consumption. Mail-in rebates approved by the commission must be redeemed by the manufacturer and not by the retail licensee and may not exceed the purchase price of the spirits product. Mail-in rebates authorized by this subsection must require the inclusion of the original dated sales receipt for the spirits product to which the rebate is applied. The commission may approve mail-in rebates that offer an incrementally greater discount based upon increased volume of purchased product. Mail-in rebates, certificates or merchandise included with a spirits product must be inserted in the package or attached to the package by the manufacturer.

**Sec. 2. 28-A MRSA §708, first ¶**, as amended by PL 2013, c. 514, §2 and affected by §3, is further amended to read:

This section does not prohibit a certificate of approval holder from including a certificate, instant redeemable coupon or merchandise in or on a package of beer, wine or low-alcohol spirits for sale by an off-premise retailer. The package containing the certifi-