

# MAINE STATE LEGISLATURE

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STATE OF MAINE  
ONE HUNDRED AND ELEVENTH LEGISLATURE  
FIRST REGULAR SESSION

JOINT STANDING COMMITTEE ON  
**Business Legislation**

BILL SUMMARY



JULY, 1983

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(INSURANCE, Workers' Compensation Insurance & Self-Insurance, continued)

LD	TITLE	SPONSOR	DISPOSITION
497	AN ACT TO PROVIDE FOR EXCLUSIVE STATE FUNDING OF WORKERS' COMPENSATION	MCHENRY	CARRYOVER

SUMMARY: Despite the title, sets up a competitive state fund for workers' compensation insurance, to be used as an alternative to private insurance and self-insurance, which would each remain available.

CROSS-REFERENCES: LD 495, LD 752 (and LD 1322, Labor Committee, providing for funded study of alternative funding mechanisms).

552	AN ACT TO AMEND THE MAINE INSURANCE GUARANTY ASSOCIATION ACT	PERKINS, A RACINE	LV/WD
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SUMMARY: Brings Maine Insurance Guaranty Association (MIGA) law into greater conformity with model law of the National Association of Insurance Commissioners' (NAIC) Post-Assessment Property and Liability Insurance Guaranty Association Act; eliminates credit, surety and ocean/marine insurance from MIGA coverage; offset by insurers of contributions to MIGA against premium taxes.

559	AN ACT TO REDUCE OVERSIGHT RESPONSIBILITIES OF THE SUPERINTENDENT OF INSURANCE WITH RESPECT TO THE MAINE SELF-INSURANCE GUARANTEE ASSOCIATION	BRANNIGAN PORTLAND	LV/WD
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SUMMARY: Removes responsibility of Superintendent of Insurance over Maine Self-Insurance Guarantee Association (MSIGA) to approve plan of operation; approve selection of board members; oversee administration of fund; approve designation of a servicing facility; hear appeals of aggrieved members from a decision of the board; and prescribe rules governing the association.

720	AN ACT TO PERMIT REAL ESTATE AGENTS TO BE CONSIDERED INDEPENDENT CONTRACTORS FOR PURPOSES OF WORKERS' COMPENSATION INSURANCE	STEVENS CASHMAN	(OTPA) PL 1983, c.84
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SUMMARY: Excludes real estate brokers and salespeople paid solely by commission from workers' compensation definition of "employee."

COMMITTEE AMENDMENT "A" (H-52): Adds additional requirement of a contract evidencing independent contractor relationship. (ADOPTED)

CROSS-REFERENCES: LD 1158, LD 1635.