

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

STATE OF MAINE
116TH LEGISLATURE

SECOND REGULAR SESSION

BILL SUMMARIES
JOINT STANDING COMMITTEE
ON
BANKING AND INSURANCE

MAY 1994

Staff:
Jane Orbeton, Legislative Analyst

*Office of Policy and Legal Analysis
Room 101, State House Station 13
Augusta, ME 04333
(207)287-1670*

MEMBERS:

**Sen. Dale McCormick
Sen. Richard J. Carey
Sen. R. Leo Kieffer*

**Rep. Edward L. Pineau
Rep. Phyllis R. Erwin
Rep. Richard H. C. Tracy
Rep. Ruth Joseph
Rep. Anne M. Rand
Rep. Mona Walker Hale
Rep. Louise Townsend
Rep. Joseph G. Carleton, Jr.
Rep. Leslie Kutasi
Rep. Richard H. Campbell*

**Denotes Chair*

MARTHA E. FREEMAN, DIRECTOR
WILLIAM T. GLIDDEN, JR., PRINCIPAL ANALYST
JULIE S. JONES, PRINCIPAL ANALYST
DAVID C. ELLIOTT, PRINCIPAL ANALYST
MARION HYLAN BARR
JON CLARK
LISA COPENHAVER
DEBORAH C. FRIEDMAN
MICHAEL D. HIGGINS
JILL IPPOLITI



JOHN B. KNOX
ROY W. LENARDSON
PATRICK NORTON
JANE ORBETON
MARGARET J. REINSCH
PAUL J. SAUCIER
JOHN G. KELLEY, RESEARCHER
DARLENE A. SHORES LYNCH, RESEARCHER
CARRIE C. McFADDEN, RESEARCHER

STATE OF MAINE
OFFICE OF POLICY AND LEGAL ANALYSIS
ROOM 101/107/135
STATE HOUSE STATION 13
AUGUSTA, MAINE 04333
TEL: (207) 287-1670
FAX (207) 287-1275

**ONE HUNDRED AND SIXTEENTH LEGISLATURE
SECOND REGULAR SESSION**

**JOINT STANDING COMMITTEE
BILL SUMMARIES**

MAY 1994

This document is a compilation of the bill summaries prepared by this office for the Joint Standing Committees and Joint Select Committees of the Maine Legislature. The volume is organized alphabetically by committee; within each committee, the summaries are arranged by LD number. A subject index is provided at the beginning of each committee's summaries.

The committee report or reports, the prime sponsor for each bill and the lead co-sponsor in each house if one has been designated are listed below each bill title. All adopted amendments are listed, by paper number, together with the sponsor for floor amendments. Final action on each bill is listed to the right of the title. Various types of final action are abbreviated as follows:

PUBLIC XXX

P&S XXX

RESOLVE XXX

CON RES XXX

EMERGENCY

ONTP

INDEF PP

FAILED ENACTMENT

FAILED EMERGENCY ENACTMENT

FAILED MANDATE ENACTMENT

DIED BETWEEN BODIES

CONF CMTE UNABLE TO AGREE

VETO SUSTAINED

UNSIGNED

DIED ON ADJOURNMENT

Chapter # of enacted Public Law

Chapter # of enacted Private & Special Law

Chapter # of enacted Resolve

Chapter # of Constitutional Resolution passed by both Houses

Enacted law takes effect sooner than 90 days

Ought Not to Pass report accepted

Bill Indefinitely Postponed

Bill failed to get majority vote

Emergency bill failed to get 2/3 vote

Bill imposing local mandate failed to get 2/3 vote

House & Senate disagree; bill died

Committee of Conference unable to agree; bill died

Legislature failed to override Governor's Veto

Not signed by Governor within 10 days

Action incomplete when session ended; bill died

These summaries were prepared by the analyst or analysts assigned to the committee. If you have any suggestions or comments on the summaries, please let us know.

5581LHS

In Part B the amendment allows penalties for noncompliance with medical utilization review program notification requirements up to \$500. It allows the Superintendent of Insurance to define by rule one or more standardized individual health plans that must be offered by all carriers. It corrects a reference to premiums in the insurance commission provisions.

This amendment also adds a fiscal note to the bill.

SENATE AMENDMENT "A" TO COMMITTEE AMENDMENT "A" (S-517) requires a finding by the Superintendent of Insurance that replacement of a product is in the interest of the policyholders when a carrier ceases to offer a product in the individual insurance market.

LD 1597 An Act to Provide for Consistent Data Collection

PUBLIC 610

SPONSOR(S)
KIEFFER

COMMITTEE REPORT
OTP-AM

AMENDMENTS ADOPTED
S-503

SUMMARY

This bill requires the Superintendent of Insurance to modify the data collection procedures and content to reflect recent law changes.

COMMITTEE AMENDMENT "A" (S-503) specifies the data elements to be contained in the workers' compensation data base. The amendment permits statistical organizations to collect and maintain data for insurers or self-insured employers, but would permit an insurer to act as its own statistical organization for this purpose if it could demonstrate its ability to collect, compile and report data. Insurers and self-insurers are required to maintain medical records for 3 years to allow medical outcome studies and permit analysis and comparison with other medical data systems that may subsequently be required by law. The amendment also adds a fiscal note to the bill.

LD 1602 An Act to Require Disclosure of Minimum Bid Requirements at Mortgage Foreclosure Sales

CONF CMTE
UNABLE TO AGREE

SPONSOR(S)
MARDEN

COMMITTEE REPORT
ONTP MAJ
OTP-AM MIN

AMENDMENTS ADOPTED

SUMMARY

This bill addresses the issue of sales of real estate by auction after foreclosure on a mortgage. It requires the advertisement of the public sale of the real estate to state the amount of any required minimum bid.

LD 1614 An Act to Amend the Workers' Compensation Laws By Allowing Guarantors of Self-Insurers to Utilize Approved Letters of Credit

PUBLIC 510
EMERGENCY

SPONSOR(S)
AHEARNE

COMMITTEE REPORT
OTP-AM

AMENDMENTS ADOPTED
H-726

SUMMARY

Under current law, employers who are members of an affiliated group may rely upon the guarantee of another member of the group for purposes of qualifying for self-insurance under the workers' compensation laws. While other self-insured employers are authorized to utilize letters of credit when posting