

MAINE STATE LEGISLATURE

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STATE OF MAINE
117TH LEGISLATURE

FIRST REGULAR SESSION

BILL SUMMARIES
JOINT STANDING COMMITTEE
ON
BANKING AND INSURANCE

AUGUST 1995

Staff:

Colleen M. McCarthy, Legislative Analyst

*Office of Policy and Legal Analysis
Room 101/107/135, 13 State House Station
Augusta, ME 04333
(207)287-1670*

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**Maine State Legislature
OFFICE OF POLICY AND LEGAL ANALYSIS**

State House Station 13, Augusta, Maine 04333
Telephone (207) 287-1670
Telecopier (207) 287-1275

**ONE HUNDRED AND SEVENTEENTH LEGISLATURE
FIRST REGULAR SESSION**

**SUMMARY OF LEGISLATION BEFORE
THE JOINT STANDING COMMITTEES**

AUGUST 1995

This document is a compilation of the bill summaries prepared by this office for the Joint Standing 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 publication, History and Final Disposition of Legislative Documents, is helpful in determining to which committee any particular bill was referred.

In this document, 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 categories of final action are abbreviated as follows:

<i>CARRIED OVER</i>	<i>Bill carried over to Second Session</i>
<i>CON RES XXX</i>	<i>Chapter # of Constitutional Resolution passed by both Houses</i>
<i>CONF CMTE UNABLE TO AGREE</i>	<i>Committee of Conference unable to agree; bill died</i>
<i>DIED BETWEEN BODIES</i>	<i>House & Senate disagree; bill died</i>
<i>DIED ON ADJOURNMENT</i>	<i>Action incomplete when session ended; bill died</i>
<i>EMERGENCY</i>	<i>Enacted law takes effect sooner than 90 days</i>
<i>FAILED EMERGENCY ENACTMENT</i>	<i>Emergency bill failed to get 2/3 vote</i>
<i>FAILED ENACTMENT</i>	<i>Bill failed to get majority vote</i>
<i>FAILED MANDATE ENACTMENT</i>	<i>Bill imposing local mandate failed to get 2/3 vote</i>
<i>INDEF PP</i>	<i>Bill Indefinitely Postponed</i>
<i>ONTP</i>	<i>Ought Not to Pass report accepted</i>
<i>P&S XXX</i>	<i>Chapter # of enacted Private & Special Law</i>
<i>PUBLIC XXX</i>	<i>Chapter # of enacted Public Law</i>
<i>RESOLVE XXX</i>	<i>Chapter # of enacted Resolve</i>
<i>UNSIGNED</i>	<i>Not signed by Governor within 10 days</i>
<i>VETO SUSTAINED</i>	<i>Legislature failed to override Governor's Veto</i>

These summaries were prepared by the analyst or analysts assigned to the committee. If more detailed information is needed on a bill, contact the committee analyst.

5581LHS

LD 302

**RESOLUTION, Proposing an Amendment to the Constitution of
Maine to Safeguard the Assets of the Competitive Workers'
Compensation Fund**

ONTP

SPONSOR(S)
TUTTLE

COMMITTEE REPORT
ONTP

AMENDMENTS ADOPTED

SUMMARY

This resolution proposes an amendment to the Constitution of Maine to safeguard the assets of the Competitive Workers' Compensation Fund, requiring that the assets of the fund be used solely for the purposes for which the fund was established. This constitutional resolution is one of 3 pieces of legislation needed to set up the Competitive Workers' Compensation Fund. The first bill establishes the fund. The second bill authorizes a bond issue of \$10,000,000 to capitalize the fund.

See LD 307 and LD 669.

LD 307

**An Act to Create the Competitive Workers' Compensation
Fund**

ONTP

SPONSOR(S)
TUTTLE

COMMITTEE REPORT
ONTP

AMENDMENTS ADOPTED

SUMMARY

This bill establishes the Competitive Workers' Compensation Fund as an independent mutual insurance company to provide workers' compensation insurance to the employers of this State.

The Competitive Workers' Compensation Fund is patterned after a state mutual insurance company established in Minnesota. It is an independent mutual insurance company and subject to all state laws governing mutual insurers. The fund is under the direction of a board of directors, who are appointed by the Governor and the policyholders. The board of directors is authorized to hire investment managers to assist the board in investing the assets of the fund. The board of directors will select a manager who is responsible for the day-to-day direction of the operation of the fund. The fund is authorized, but not required, to use private insurance agents to sell workers' compensation insurance.

The State must use the fund for workers' compensation liability insurance. The fund will become operational only when it receives sufficient initial capitalization from the State.

This bill accompanies two other pieces of legislation, a bill authorizing a bond issue of \$10,000,000 to capitalize the fund and a resolution proposing an amendment to the Constitution of Maine to safeguard the assets of the fund.

See LD 302 and LD 669.

LD 340

**An Act to Require Insurance Companies to Reenroll
Individuals Who Return to an Insurance Group as Though
No Break in Coverage Occurred**

PUBLIC 77

SPONSOR(S)
BUSTIN

COMMITTEE REPORT
OTP-AM MAJ
ONTP MIN

AMENDMENTS ADOPTED
S-60