

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
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*

MEMBERS:

**Sen. I. Joel Abromson
Sen. Mary E. Small
Sen. Dale McCormick*

**Rep. Marc J. Vigue
Rep. Gail M. Chase
Rep. Gordon P. Gates
Rep. Norman R. Paul
Rep. Michael V. Saxl
Rep. Richard H. Campbell
Rep. William Guerrette
Rep. Sumner A. Jones, Jr.
Rep. Lisa Lumbra
Rep. Arthur F. Mayo, III*

**Denotes Chair*



**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

SENATE AMENDMENT "A" (S-157) to COMMITTEE AMENDMENT "A" clarifies that when a person executing a bond waives in writing review of the indemnity, as provided in the committee amendment, that waiver applies to all individuals who executed that indemnity agreement, including individuals who are not executing the bond. Senate Amendment "A" was not adopted.

SENATE AMENDMENT "B" (S-177) to COMMITTEE AMENDMENT "A" replaces the original bill and requires that notification of indemnity agreements made in connection with performance or payment bonds be made to indemnitors on an annual basis. Senate Amendment "B" was not adopted.

SENATE AMENDMENT "C" (S-236) to COMMITTEE AMENDMENT "A" requires that notification of indemnity agreements made in connection with performance or payment bonds be made on an annual basis to indemnitors who are residents of the State and who indemnify bonds executed by corporations of this State. Notification must also be made to an indemnitor who is a principal on the bond. Senate Amendment "C" was not adopted.

LD 1155 **An Act Concerning the Liability of Governmental Entities
for the Use by Employees of Private Motor Vehicles**

PUBLIC 352

SPONSOR(S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
GUERRETTE	OTP-AM MAJ	H-423
	OTP-AM MIN	

SUMMARY

This bill continues in effect a provision under which a governmental entity is not required to defend or indemnify an employee who uses a privately owned vehicle in the course of employment to the extent that coverage is provided by other applicable liability insurance.

COMMITTEE AMENDMENT "A" (H-423) is the majority report and adds a fiscal note to the bill.

COMMITTEE AMENDMENT "B" (H-424) is the minority report and requires the State to reimburse employees for increases in their personal motor vehicle insurance premiums attributed to one or more accidents that occur while the State employees are acting within the scope of employment. The amendment also adds a fiscal note. Committee Amendment "B" was not adopted.

LD 1183 **An Act to Authorize the Issuance of a Credit Card
to Benefit the Land for Maine's Future Fund**

PUBLIC 358

SPONSOR(S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
VIGUE	OTP-AM MAJ	H-325
	ONTP MIN	

SUMMARY

This bill authorizes a Land for Maine's Future Board-sponsored credit card program. The purpose of the program is to create a voluntary source of funding to allow the Land for Maine's Future Board to continue acquiring and maintaining outstanding wildlife habitat, recreational areas and natural lands for future generations. Funds generated by the card will be administered by the Land for Maine's Future Board. This bill allocates funds for land acquisitions and capital improvements.

COMMITTEE AMENDMENT "A" (H-325) corrects the line category in the allocation section from "All Other" to "Capital Expenditures" and changes the allocation in fiscal year 1995-96 from \$75,000 to \$50,000. The amendment also adds a fiscal note to the bill.