

MAINE STATE LEGISLATURE

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STATE OF MAINE
124TH LEGISLATURE
FIRST REGULAR SESSION



Summaries of bills, adopted amendments and laws enacted or finally passed during the First Regular Session of the 124th Maine Legislature coming from the

**JOINT STANDING COMMITTEE ON INSURANCE AND
FINANCIAL SERVICES**

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STAFF:

COLLEEN MCCARTHY REID
LEGISLATIVE ANALYST
OFFICE OF POLICY AND LEGAL ANALYSIS
13 STATE HOUSE STATION
AUGUSTA, ME 04333
(207) 287-1670

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STATE OF MAINE

124TH LEGISLATURE
FIRST REGULAR SESSION



LEGISLATIVE DIGEST OF BILL SUMMARIES AND ENACTED LAWS

This *Legislative Digest of Bill Summaries and Enacted Laws* summarizes all bills and adopted amendments and all laws enacted or finally passed during the First Regular Session of the 124th Maine Legislature.

The *Digest* is arranged alphabetically by committee, and within each committee by LD number. The committee report(s), prime sponsor and lead co-sponsor(s), if designated, are listed below each bill title. All adopted amendments are summarized and listed by paper number. A subject index is included with each committee. The appendices include a summary of relevant session statistics, an index of all bills by LD number and an index of enacted laws by law type and chapter number.

Final action on each bill is noted to the right of the bill title. The abbreviations used for various categories of final action are as follows:

CARRIED OVER.....	Carried over to a subsequent session of the Legislature
CON RES XXX.....	Chapter # of Constitutional Resolution passed by both Houses
CONF CMTE UNABLE TO AGREE.....	Committee of Conference unable to agree; bill died
DIED BETWEEN BODIES.....	House & Senate disagree; bill died
DIED IN CONCURRENCE.....	One body accepts ONTP report; the other indefinitely postpones the bill
DIED ON ADJOURNMENT.....	Action incomplete when session ended; bill died
EMERGENCY.....	Enacted law takes effect sooner than 90 days
FAILED EMERGENCY ENACTMENT/FINAL PASSAGE.....	Emergency bill failed to get 2/3 vote
FAILED ENACTMENT/FINAL PASSAGE.....	Bill failed to get majority vote
FAILED MANDATE ENACTMENT.....	Bill imposing local mandate failed to get 2/3 vote
NOT PROPERLY BEFORE THE BODY.....	Ruled out of order by the presiding officers; bill died
INDEF PP.....	Bill Indefinitely Postponed; bill died
ONTP (or Accepted ONTP report).....	Ought Not To Pass report accepted; bill died
P&S XXX.....	Chapter # of enacted Private & Special Law
PUBLIC XXX.....	Chapter # of enacted Public Law
RESOLVE XXX.....	Chapter # of finally passed Resolve
UNSIGNED.....	Bill held by Governor
VETO SUSTAINED.....	Legislature failed to override Governor's Veto

The effective date for non-emergency legislation enacted in the First Regular Session of the 124th Legislature is September 12, 2009. The effective date for legislation enacted as an emergency measure is specified in the enacted law summary for those bills.

Joint Standing Committee on Insurance and Financial Services

LD 970 An Act To Amend the Laws Governing Notification after a Security Breach Involving Personal Information

PUBLIC 161

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
PRIEST	OTP-AM	H-145

This bill amends the security breach notification laws. The bill makes it clear that the release or use of personal information acquired through a security breach by an unauthorized person constitutes a violation of the law. The bill also requires that any delay for law enforcement purposes in notification to persons affected by a security breach may not be longer than 7 business days.

Committee Amendment "A" (H-145)

This amendment clarifies that notification to persons affected by a security breach may not be delayed longer than 7 business days after law enforcement has determined notification will not compromise any criminal investigation. The amendment also provides that the changes to the security breach notification laws apply to a security breach discovered on or after the effective date of the changes.

Enacted Law Summary

Public Law 2009, chapter 161 amends the security breach notification laws. The law makes it clear that the release or use of personal information acquired through a security breach by an unauthorized person constitutes a violation of the law. The law also requires that notification to persons affected by a security breach may not be delayed longer than 7 business days after law enforcement has determined notification will not compromise any criminal investigation.

Public Law 2009, chapter 161 provides that the changes to the security breach notification laws apply to a security breach discovered on or after the effective date of the law.

LD 979 An Act To Require the Disclosure of Insurance Policy Limits to an Injured Party

PUBLIC 189

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BARTLETT	OTP-AM MAJ ONTP MIN	S-95

This bill requires an insurer to disclose the liability coverage limits of its insured to a claimant.

Committee Amendment "A" (S-95)

This amendment is the majority report of the committee and replaces the bill. The amendment retains the substantive provisions of the bill, but reallocates the language to the appropriate chapter of the Maine Revised Statutes, Title 24-A.

Enacted Law Summary

Public Law 2009, chapter 189 requires an insurer to disclose the liability coverage limits of its insured to a claimant.