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An Act Regarding First-party Automobile and Casualty Insurance

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 24-A MRS §2902, sub-§4, as enacted by PL 1969, c. 132, §1, is amended to read:

4. In the event of payment to any person under uninsured vehicle coverage, and subject to the terms of such coverage, to the extent of such payment, and after the person has been fully compensated, the insurer ~~shall be~~ is entitled to the proceeds of any settlement or recovery from any person legally responsible for the bodily injury as to which such payment was made, and to amounts recoverable from the assets of the insolvent insurer of the other motor vehicle.

SUMMARY

This bill responds to the opinion of the Maine Supreme Judicial Court in *Jipson v. Liberty Mutual Fire Insurance Company*, 2008 ME 57, 942 A.2d 1213, by making an automobile insurance policyholder's coverage excess coverage instead of gap-filling coverage.