

MAINE STATE LEGISLATURE

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New Draft of: S. P. 112, L. D. 257

ONE - HUNDRETH LEGISLATURE

Legislative Document

No. 1583

S. P. 535

In Senate, May 3, 1961

Reported by Senator Erwin of York from Committee on Judiciary. Printed under Joint Rules No. 10.

CHESTER T. WINSLOW, Secretary

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SIXTY-ONE

AN ACT Relating to Burden of Proof on Questions of Fact in Industrial Accident Commission Decisions.

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

R. S., c. 31, § 37, amended. The last sentence of section 37 of chapter 31 of the Revised Statutes is amended to read as follows:

'His decision, in the absence of fraud, upon all questions of fact shall be final but whenever in a decree the commission expressly rules that any party has or has not sustained the burden of proof cast upon him, the said finding shall not be considered a finding of fact but shall be deemed to be a conclusion of law and shall be reviewable as such.'