

MAINE STATE LEGISLATURE

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L.D. 1947

(Filing No. H-884)

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
114TH LEGISLATURE
SECOND REGULAR SESSION

HOUSE AMENDMENT "A" to COMMITTEE AMENDMENT "A" to S.P. 743,
L.D. 1947, Bill, "An Act Related to Overcompensation"

Amend the amendment in that part designated "~~§635.~~" by
striking out all of subsection 4 and inserting in its place the
following:

'4. Application. This section is applied as follows.

A. An employer has the burden of proof.

B. If an employee knowingly accepts the overcompensation,
this section does not apply.

C. This section, except for the forfeiture provisions in
subsection 3, does not limit or affect an employer's general
civil remedies against an employee.'

STATEMENT OF FACT

This amendment clarifies that the provisions of the
amendment do not limit an employer's general civil remedies in
collecting sums due to the employer and removes the presumption
established in the committee amendment.

Filed by Rep. Michaud of E. Millinocket
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