

# MAINE STATE LEGISLATURE

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# 118th MAINE LEGISLATURE

## FIRST REGULAR SESSION-1997

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Legislative Document

No. 1024

H.P. 747

House of Representatives, February 13, 1997

**An Act To Provide That Disability Benefits for Partial Incapacity Be Continued for the Full Duration of Disability.**

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Reference to the Committee on Labor suggested and ordered printed.

A handwritten signature in cursive script that reads "Joseph W. Mayo".

JOSEPH W. MAYO, Clerk

Presented by Representative HATCH of Skowhegan.  
Cosponsored by Senator CATHCART of Penobscot and  
Representatives: CLARK of Millinocket, LEMAIRE of Lewiston, STANLEY of Medway.

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

4 **Sec. 1. 39-A MRS**A §213, as enacted by PL 1991, c. 885, Pt. A,  
§8 and affected by §§9 to 11, is repealed and the following  
6 enacted in its place:

8 **§213. Compensation for partial incapacity**

10 **1. Benefit and duration.** While the incapacity for work is  
12 partial, the employer shall pay the injured employee a weekly  
14 compensation equal to 80% of the difference between the injured  
16 employee's after-tax average weekly wage before the personal  
injury and the after-tax average weekly wage that the injured  
employee is able to earn after the injury, but not more than the  
maximum benefit under section 211. Compensation must be paid for  
the duration of the disability.

18 **SUMMARY**

20 This bill provides for the continuous coverage of disability  
22 benefits to a worker suffering from the disabling effects of an  
injury.