

# MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

Eighty-eighth and Eighty-ninth  
Legislatures

OF THE

STATE OF MAINE

From April 24, 1937 to April 21, 1939

AND

MISCELLANEOUS STATE PAPERS

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Published by the Secretary of State, in conjunction  
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PUBLIC LAWS

OF THE

STATE OF MAINE

As Passed by the Eighty-ninth Legislature

1939

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## Chapter 112

### AN ACT Amending the Unemployment Compensation Law Relative to Refunds.

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

P. L., 1935, c. 192, § 14, amended. Subsection (d) of section 14 of chapter 192 of public laws of 1935 is hereby amended to read as follows:

'(d) **Refunds.** If not later than  $\pm$  4 years after the date on which any contributions or interest thereon became due, an employer who has paid such contributions or interest thereon shall make application for an adjustment thereof in connection with subsequent contribution payments, or for a refund thereof because such adjustment cannot be made, and if the commission shall determine that such contributions, or interest or any portion thereof was erroneously collected, the commission shall allow such employer to make an adjustment thereof, without interest, in connection with subsequent contribution payments by him, or if such adjustment cannot be made the commission shall refund said amount, without interest, from the fund. For like cause and within the same period, adjustment or refund may be so made on the commission's own initiative. **Provided, however, that any such adjustment or refund, involving contributions with respect to wages upon the basis of which benefits have been paid for unemployment, shall be reduced by the amount of benefits so paid.'**

Approved March 25, 1939.

## Chapter 113

### AN ACT Amending the Unemployment Compensation Law to Provide Uniform Coverage Termination.

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

P. L., 1935, c. 192, § 8, amended. Subsection (c) (1) of section 8 of chapter 192 of the public laws of 1935 is hereby amended to read as follows:

'(c) (1) An employing unit, not otherwise subject to this act, which files with the commission its written election to become an employer subject hereto for not less than 2 calendar years, shall, with the written approval of such election by the commission, become an employer subject hereto to the same extent as all other employers, as of the date stated in such approval, and shall cease to be subject hereto as of January 1st of any calendar year subsequent to such 2 calendar years, only if ~~at least 30 days~~

prior to such 1st day of January, it has filed with the commission a written notice to that effect it files with the commission, prior to the 5th day of January of such year, a written application for termination of coverage.'

Approved March 25, 1939.

## Chapter 114

### AN ACT Amending the Unemployment Compensation Law to Increase Certain Penalties.

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

P. L., 1935, c. 192, § 16, amended. Subsection (a) of section 16 of chapter 192 of the public laws of 1935 is hereby amended to read as follows:

'(a) Whoever makes a false statement or representation knowing it to be false or knowingly fails to disclose a material fact, to obtain or increase any benefit or other payment under this act, either for himself or for any other person, shall be punished by a fine of not less than \$20 nor more than \$50, or by imprisonment for not more than 30 days, or by both such fine and imprisonment or by the suspension of the right to receive unemployment benefits for not more than 1 year, or by both such fine and imprisonment and suspension; and each such false statement or representation or failure to disclose a material fact shall constitute a separate offense.'

Approved March 25, 1939.

## Chapter 115

### AN ACT Amending the Unemployment Compensation Law Providing for Recovery of Erroneous Payments.

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

P. L., 1935, c. 192, § 16, amended. Section 16 of chapter 192 of the public laws of 1935 is hereby amended by inserting therein a new subsection to be numbered section (e) to read as follows:

'(e) If, after due notice, any person refuses to repay amounts erroneously paid to him as unemployment benefits the amount due from such person may be collected by an action in assumpsit with account annexed brought in the name of the commission or in the discretion of the commission the amount erroneously paid to such person may be deducted from any future benefits payable to him under this act.'

Approved March 25, 1939.