

# MAINE STATE LEGISLATURE

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June 15, 1945

To the Unemployment Compensation Commission  
Re: Payment of Benefits under New Schedule

You have inquired about the meaning of legislative document #858 providing for the payment of benefits under the new benefit schedule as of April 1, 1945, as this benefit schedule relates to benefits which have been paid since April 1, but prior to the date on which the law was signed by the Governor: to wit, April 19, 1945.

From the very nature of the language used in the preamble of the act, which states "emergency", together with section (b) which specifically provides as follows: "On and after April 1, 1945, . . .", it would appear to be retroactive to that date as far as all benefits paid to claimants on, or subsequent to, April 1, 1945, are concerned, so that those benefit claims should be recomputed in accordance with this present benefit schedule, and the required adjustment made.

Also, under legislative document, #604; this provides that benefits paid for unemployment occurring on or after April 1, 1945, shall be charged against the experience rating record of the claimant's most recent employer.

Although this latter law was not enacted by way of emergency legislation, it will become effective upon the expiration of ninety days from the date of the adjournment of the legislature, and then will become retroactive to April 1, 1945.

John G. Marshall  
Assistant Attorney General

JGM/g