

MAINE STATE LEGISLATURE

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ONE HUNDRED AND SECOND LEGISLATURE

Legislative Document

No. 863

H. P. 638

House of Representatives, February 2, 1965

Referred to Committee on Labor. Sent up for concurrence and ordered printed.

JEROME G. PLANTE, Clerk

Presented by Mr. Truman of Biddeford.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SIXTY-FIVE

AN ACT Relating to Defenses for Employers Employing Five or Less Workmen and to Certain Farm Laborers Under Workmen's Compensation Law.

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

R. S., T. 39, § 4, amended. Section 4 of Title 39 of the Revised Statutes is amended to read as follows:

§ 4. Applicability to certain actions and employers; exemptions

Section 3 shall not apply to ~~employers who employ 5 or less workmen or operatives regularly in the same business. Said section shall not apply to~~ actions to recover damages for the injuries aforesaid, or for death resulting from such injuries, sustained by employees engaged in domestic service or ~~in~~ ~~agriculture~~ by seasonal or casual farm laborers. "Casual" is defined as occasional, irregular or incidental. "Seasonal" shall refer to employment beginning with the planting season and terminating at the completion of the harvest season. Section 3 shall not apply to actions to recover damages for the injuries aforesaid, or for death resulting from such injuries, sustained by employees of an employer who has become subject to this Act by securing the payment of compensation in conformity with sections 21 to 27. Such assenting employers, except as provided by section 28, shall be exempt from civil actions because of such injuries either at common law or under sections 141 to 148 or under Title 18, sections 2551 to 2553.