

MAINE STATE LEGISLATURE

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
102ND LEGISLATURE

HOUSE AMENDMENT "D" to H.P. 1146, L.D. 1570, Bill, "An Act to Revise the Workmen's Compensation Law."

Amend said Bill by striking out all of the 2nd paragraph of section 1 and inserting in place thereof the following:

"An employee sustaining personal injury by accident arising out of and in the course of his employment shall be entitled to reasonable and proper medical, surgical and hospital services, nursing, medicines and mechanical, surgical aids as needed, paid for by the employer. An injured employee shall have the right to make his own selection of a physician or surgeon authorized to practice as such under the laws of this State, from a panel of not less than 3 and not more than 5 physicians and surgeons selected by the Industrial Accident Commission in those areas where a panel of physicians is practicable, for the services set forth. Whether or not a panel of physicians is practicable in a given area of the State shall be within the discretion of the Industrial Accident Commission. Where an employee's injury necessitates specialized treatment, the employer will select such specialized physician and will furnish and pay for such treatment to the employee. In every case where any of said services or aids are procured by the employee, it shall be his duty to see that the employer is given prompt notice thereof. The employer shall pay for said treatment provided said treatment is reasonable and necessary, and the charges therefor reasonable."

Further amend said Bill by striking out all of section 5.

Further amend said Bill by striking out all of section 11 and inserting in place thereof the following:

"Sec. 11. R. S., T. 39, §110, additional. Title 39 of the Revised Statutes is amended by adding a new section 110, to read as follows:

'§110. Witness and attorney fees

Fees of attorneys and physicians and charges of hospitals for services under this Title shall be subject to the approval of the commission. If the insurer and any physician or hospital, or the employee and any attorney, fail to agree as to the amount to be paid for such services, either party may notify the commission, which may thereupon assign the case for hearing by a member thereof. The member shall report the facts to the commission for decision, and the decision shall be enforceable under this subchapter."

Further amend said Bill by renumbering sections 6 to 12 to be sections 5 to 11.

Filed by Mr. Richardson of Cumberland.

Reproduced and distributed under the direction of the Clerk of the House.

(Filing No. H-424)

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