

# MAINE STATE LEGISLATURE

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STATE OF MAINE  
SENATE  
102nd. LEGISLATURE  
FIRST SPECIAL SESSION

COMMITTEE AMENDMENT "A" to S.P. 681, L.D. 1719, Bill,  
"An Act Clarifying Certain Laws Under the Workmen's  
Compensation Act."

Amend said Bill in Section 3 by striking out the underlined words and figure "Of 3 or less employees" in the 6th line (5th line of L.D. 1719)

Further amend said Bill in Section 4 by striking out in the 5th line (4th line of L.D. 1719) the underlined word "receiving" and inserting in place thereof the underlined word 'sustaining'

Further amend said Bill by striking out all of section 8 and inserting in place thereof the following:

"Sec. 8. R.S., T. 39, §95, amended. The last sentence of section 95 of Title 39 of the Revised Statutes, as repealed and replaced by section 9 of chapter 408 of the public laws of 1965, is repealed and the following enacted in place thereof:

'No petition of any kind may be filed more than 10 years following the date of any payment made under this Act.'"

Further amend said Bill by inserting before the Emergency clause a new section 9, to read as follows:

"Sec. 9. R.S., T. 39, §110, amended. Section 110 of Title 39 of the Revised Statutes, as enacted by section 11 of chapter 408 of the public laws of 1965, is amended to read as follows:  
'§110. Witness and attorney's fees allowable

When the commission or commissioner finds that an employee has instituted proceedings under this chapter on reasonable grounds and in good faith or that the employer through or under his insurance carrier has instituted proceedings under this chapter, the said commission or commissioner may assess the employer costs of witness fees and a reasonable attorney's fee, when in the commission's or commissioner's judgment the said witnesses and the services of the said attorney were necessary to the proper and expeditious disposition of the case.'"

Reported by the Committee on JUDICIARY

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(Filing No. S-381)

1/25/66