

MAINE STATE LEGISLATURE

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ONE HUNDRED AND FOURTH LEGISLATURE

Legislative Document

No. 518

H. P. 407

House of Representatives, January 30, 1969

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

BERTHA W. JOHNSON, Clerk

Presented by Mr. Lee of Albion.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SIXTY-NINE

RESOLVE, To Reimburse Henry H. Martin, Sr., of Benton, for Service-incurred Disability While Employed by State Highway Department.

Henry H. Martin, Sr.; reimbursed. Resolved: That there is appropriated from the General Highway Fund the sum of \$30,000 to be paid to Henry H. Martin, Sr., of Benton, as a full and final settlement of his claim against the State for a service-incurred injury while employed by the State Highway Department.

STATEMENT OF FACTS

The following is a statement of facts regarding the claim of Henry H. Martin, Sr., of Benton, in the County of Kennebec and State of Maine, in regards to his request that the 104th Legislature authorize compensation to him for a service-incurred disability, consisting of amputation and loss of his left arm while engaged in his employment with the Maine State Highway Department. Mr. Martin is a resident of Benton, Maine. He is 53 years of age. He commenced employment with the Maine Highway Maintenance Department in March, 1946. In May, 1951, Mr. Martin lost his left arm while working on the job for the Highway Maintenance Department.

Since 1949, Mr. Martin had been a foreman, II, of a surface treatment crew, for the Maine State Highway Department. On and about June 16, 1967, Mr. Martin was discharged from his employment as a result of a dispute involving his crew. Since June 16, 1967, because of his serious handicap, and having only

one arm, Mr. Martin has been unable to obtain gainful employment. Also, his physical condition has become even more impaired.

On February 16, 1968, Mr. Martin filed his application for a service-incurred disability retirement allowance with the Maine State Retirement System. However, on May 14, 1968, the Board of Trustees, of the Maine State Retirement System, gave notice to Mr. Martin that is had denied his application for a service-incurred disability retirement allowance.

On May 23, 1968, Mr. Martin filed an appeal with the Superior Court in and for the County of Kennebec and State of Maine, from the decision of the Board of Trustees, of the Maine State Retirement System, in accordance with Maine Revised Statutes, Title 5, section 1181.