

# MAINE STATE LEGISLATURE

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ONE HUNDRED AND FIFTH LEGISLATURE

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**Legislative Document**

**No. 358**

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H. P. 269 House of Representatives, January 26, 1971  
Referred to Committee on Labor. Sent up for concurrence and ordered printed.

BERTHA W. JOHNSON, Clerk

Presented by Mr. Kelley of Caribou.

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STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
SEVENTY-ONE

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**AN ACT Relating to Contempts Before the Industrial Accident Commission.**

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

**R. S., T. 39, § 93, sub-§ 4, additional.** Section 93 of Title 39 of the Revised Statutes, as amended by chapter 386 of the public laws of 1969, is further amended by adding a new subsection 4 to read as follows :

**4. Contempts before Industrial Accident Commission.** A person shall not, in proceedings before the Industrial Accident Commission or a single commissioner: Disobey or resist any lawful order, process or writ; misbehave during a hearing or so near the place thereof as to obstruct the same; neglect to produce, after having been ordered to do so, any pertinent document; or refuse to appear after having been subpoenaed or, upon appearing, refuse to be examined according to law.

If any person shall do any of the things forbidden in this section the commission or commissioner shall forthwith certify the facts to a Superior Court Justice in the county where the alleged offense occurred and he may serve or cause to be served upon such person an order requiring such person to appear before such Superior Court Justice upon a day certain to show cause why he should not be adjudged in contempt by reason of the facts so certified. The justice shall thereupon, in a summary manner, hear the evidence as to the acts complained of and, if it is such as to warrant him in so doing, punish such person in the same manner and to the same extent as for a contempt committed before him, or commit such person upon the same conditions as if the doing of the forbidden act had occurred with reference to the process of the Superior Court or in the presence of the justice.

## STATEMENT OF FACT

The intent of this legislation is to give the Industrial Accident Commission a means of dealing with contemptuous persons.