

MAINE STATE LEGISLATURE

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ONE HUNDRED AND FIFTH LEGISLATURE

Legislative Document

No. 803

H. P. 601 House of Representatives, February 11, 1971
Referred to Committee on Labor. Sent up for concurrence and ordered printed.

BERTHA W. JOHNSON, Clerk
Presented by Mr. Simpson of Millinocket.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-ONE

**AN ACT Relating to Applicability of Workmen's Compensation Law to
Employers of One or More Employees.**

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

Sec. 1. R. S., T. 39, § 4, amended. The first 2 sentences of section 4 of Title 39 of the Revised Statutes, as amended by section 1 of chapter 411 and section 1 of chapter 489, both of the public laws of 1965, are further amended to read as follows:

Section 3 shall not apply to ~~employers who employ 3 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 as seasonal or casual farm laborers.

Sec. 2. R. S., T. 39, § 21, amended. The 2nd paragraph of section 21 of Title 39 of the Revised Statutes, as amended by section 2 of chapter 411 and section 2 of chapter 489 both of the public laws of 1965, is further amended to read as follows:

Any private employer ~~other than those who employ 3 or less employees regularly in the same business~~ who has elected not to be an assenting employer by not securing the payment of compensation under sections 21 to 27 shall, in a civil action brought by the employee other than one engaged in domestic service or in agriculture as a seasonal or casual farm laborer to recover for personal injuries or death sustained after such election by the employer, arising out of and in the course of his employment, not be entitled to the defenses set forth in section 3.

STATEMENT OF FACT

This bill will remove the numerical exemptions from the Workmen's Compensation Law, now presently 3, so that the law will apply to employers who employ one or more persons.