

# MAINE STATE LEGISLATURE

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ONE HUNDRED AND FIFTH LEGISLATURE

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Legislative Document

No. 1209

H. P. 888

House of Representatives, February 26, 1971

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

BERTHA W. JOHNSON, Clerk

Presented by Mr. Hewes of Cape Elizabeth.

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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 Workmen's Compensation Pending a Review of  
Incapacity.

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

**R. S., T. 39, § 100, amended.** The 2nd sentence of section 100 of Title 39 of the Revised Statutes, as repealed and replaced by section 10 of chapter 408 of the public laws of 1965 and as amended by chapter 309 of the public laws of 1969, is further amended to read as follows:

Pending a hearing and final decision upon such petition for review, and except in such cases as the employer and employee may reach a new agreement under section 94, **or the employee has resumed work**, the payment of compensation shall not be decreased or suspended unless and until a certificate of the employer or his insurance carrier is filed with the commission stating that the employee has left the State for reasons other than returning to his permanent residence at the time of injury or that his present whereabouts are unknown, or that he has resumed work.

STATEMENT OF FACT

The purpose of this bill is to clarify the workmen's compensation law relating to not decreasing compensation pending a petition for review of incapacity.