

MAINE STATE LEGISLATURE

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(New Title)
New Draft of: H. P. 1161, L. D. 1607

ONE HUNDRED AND FIFTH LEGISLATURE

Legislative Document

No. 1824

H. P. 1404

House of Representatives, June 10, 1971

Reported by a Majority of the Committee on Labor and printed under
Joint Rules No. 18.

BERTHA W. JOHNSON, Clerk

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-ONE

AN ACT to Remedy Omissions in the Workmen's Compensation Law.

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

Sec. R. S., T. 39, § 56-A, additional. Title 39 of the Revised Statutes is amended by adding a new section 56-A to read as follows:

§ 56-A. —Injuries

In addition to the benefits provided for in sections 54 and 55, when an employee sustains an injury which is included in the following schedule, the incapacity in each case shall be deemed to be total for the period specified and the injured employee shall receive a lump sum payment for said injury which shall be determined by multiplying the amount to which he would be entitled weekly for total incapacity as determined under section 54, by the period of presumed total incapacity set forth in this section. The specific periods of presumed total incapacity because of injuries specified in this section shall be as follows:

Total loss of function of

Neck: 100 weeks

Back: 200 weeks

Jaw: 40 weeks

Genito-urinary organs: 30 weeks

In all other cases of injury to the above-mentioned parts of the body where the usefulness of any physical function thereof is permanently impaired, the

specific compensable periods for presumed total incapacity on account thereof shall bear such relation to the periods above specified as the percentage of permanent impairment due to the injury to such parts of the body shall bear to the total loss thereof. The commission upon petition therefor by either party shall determine such percentage.

Such determination by the commission shall be based upon reasonably demonstrable medical or clinical findings.