

# MAINE STATE LEGISLATURE

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STATE OF MAINE  
HOUSE OF REPRESENTATIVES (Filing No. H-1193)  
FIRST SPECIAL SESSION  
107TH LEGISLATURE

HOUSE AMENDMENT "B" to H.P. 2046, L.D. 2218, Bill,  
"AN ACT Concerning the Workmen's Compensation Statutes."

Amend said Bill in section 3 in subsection 5 by striking  
out all of paragraph B.

Further amend said Bill in section 6 in that part designated  
"§57-A." by striking out all of subsection 2 and inserting  
in place thereof the following:

'2. Exception. The Attorney General shall not defend the  
Second Injury Fund against any claim brought by the State. The  
Industrial Accident Commission is authorized to hire, using  
funds from the Second Injury Fund, private counsel to defend  
any claim brought against the Second Injury Fund by the State.'

Further amend said Bill in section 6 in that part designated  
"§57-A." by striking out all of subsection 3.

Statement of Fact

This amendment deletes from the bill Title 39, section 2,  
subsection 5, paragraph B, which included in the definition  
"employee" those persons who elect to be included and who  
practice a trade, occupation or profession, whether or not  
that person has himself employees. The amendment also clarifies

the powers of the Industrial Accident Commission to hire private counsel in order to avoid a conflict of interest on the part of the Attorney General.

Filed by Mr. Tierney of Durham.

Reproduced and distributed under the direction of the Clerk of the House.

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