

MAINE STATE LEGISLATURE

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FIRST REGULAR SESSION

ONE HUNDRED AND NINTH LEGISLATURE

Legislative Document

No. 375

S. P. 167

In Senate, February 7, 1979

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

Presented by Senator Sutton of Oxford.

MAY M. ROSS, Secretary of the Senate

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-NINE

**AN ACT to Prevent the Simultaneous Collection of Both Workers' Compensation
and Unemployment Compensation Benefits.**

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

39 MRSA § 62-A is enacted to read:

§ 62-A. Disqualification for recipients of unemployment compensation

No compensation shall be paid under this Act to any employee for any period with respect to which he is receiving, is entitled to receive or has received benefits under the unemployment compensation or employment security law of any state, except that no employee shall be considered to be entitled to receive unemployment benefits prior to a determination of eligibility by the agency charged with the responsibility for administering the applicable unemployment compensation or employment security law.

STATEMENT OF FACT

In the recent case of Page vs General Electric Co., the Law Court held that an injured employee may be awarded workers' compensation benefits for periods during which he has already collected unemployment benefits. This decision is

inconsistent with the philosophy underlying both compensation programs in that it can sometimes result in an employee being placed in a better economic position than he was prior to the injury. This bill, therefore, would make the 2 forms of compensation mutually exclusive and would disqualify those who are receiving unemployment compensation.