

MAINE STATE LEGISLATURE

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STATE OF MAINE
SENATE
110TH LEGISLATURE
FIRST REGULAR SESSION

COMMITTEE AMENDMENT "A " to S.P. 74, L.D. 111, Bill, "AN ACT to Exempt Certain Aquaculture Workers Under the Workers' Compensation Law."

Amend the Bill in section 1 by inserting at the end before the period the following:

' , provided ~~-----~~ that in order to qualify for this exemption, an employer of an employee engaged in aquaculture must be covered by an employer's liability insurance policy with total limits of not less than \$25,000 and medical payment coverage of not less than \$1,000 . '

Further amend the Bill in section 3 by striking ^{out} everything ← after the amending clause and inserting in its place the following:

' 1. Private employers. Every private employer shall be subject to this Act and shall secure the payment of compensation in conformity with sections 21 to 27 with respect to employees other than those engaged in domestic service or in agriculture or aquaculture as seasonal or casual farm laborers, subject to the provisions hereinafter stated, except that an employer of 4 or less farm laborers or an employer of employees engaged in aquaculture, shall be excused from this requirement as to such farm laborers by maintaining coverage by an employer's liability insurance policy as provided in section 4.

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Any private employer who has not secured 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, or aquaculture as long as the aquacultural employee is covered by an employer's liability insurance policy as provided in section 4, as a seasonal or casual farm laborer to recover for personal injuries or death arising out of and in the course of his employment, not be entitled to the defenses set forth in section 3 and the employee of any such employer may in lieu of bringing such a civil action claim compensation from such employer under the provisions of this Act.'

Statement of Fact

The purpose of this amendment is to provide that the exemption for aquaculture employees from coverage under the Workers' Compensation law is contingent upon their employers' maintenance of employer's liability insurance.

Reported by the Committee on Labor.

Reproduced and distributed pursuant to Senate Rule 11-A.

January 29, 1981

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