

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

STATE OF MAINE
 HOUSE OF REPRESENTATIVES (Filing No. H-515)
 110TH LEGISLATURE
 FIRST REGULAR SESSION

HOUSE AMENDMENT "A" to H.P. 502, L.D. 553, Bill, "AN ACT Concerning Workers' Compensation Cost Containment."

Amend the Bill by striking out everything after the enacting clause and inserting in its place the following:

'Sec. 1. 39 MRSA §54, first ¶, as last amended by PL 1975, c. 493, §1, is further amended by adding after the 3rd sentence a new sentence to read:

The maximum annual adjustment required under this section is 5%, provided that, whenever the incapacity of an employee/exceeds 50% for longer than 3 \longleftrightarrow years, the annual adjustments required by this section subsequent to that 3-year period shall be proportionately equal to the annual increase in the average weekly wage in this State for each subsequent year.

Sec. 2. 39 MRSA §55, as last amended by PL 1975, c. 493, §2, is further amended by adding at the end a new sentence to read:

The maximum annual adjustment required under this section is 5%, provided that, whenever the incapacity of an employee/exceeds 50% for longer than 3 \longleftrightarrow years, the annual adjustments required by this section subsequent to that 3-year period shall be proportionately equal to the annual increase in the average weekly wage in this State for each subsequent year.

Sec. 3. 39 MRSA §58, first ¶, as last amended by PL 1975, c. 770, §217, is further amended by adding at the end 2 new sentences to read:

The maximum annual adjustment required under this section is 5%,
equals or
Provided that, whenever the incapacity of an employee/exceeds 50%
for more than 3 \leftarrow \rightarrow years, the annual adjustments required
by this section subsequent to that 3-year period shall be propor-
tionately equal to the annual increase in the average weekly wage
in this State for each subsequent year. For purposes of this
section, if an employee dies as the result of the injury, the
3-year period will include any time accrued to the employee prior
to death.

Statement of Fact

This amendment provides for a 5% cap on benefit increases.
The cap will not apply in certain serious, long-term cases after
a 3-year period of \leftarrow \rightarrow incapacity.

Filed by Mrs. Mitchell of Vassalboro.
Reproduced and distributed under the direction of the Clerk
of the House.

6/2/81

(Filing No. H-515)