

MAINE STATE LEGISLATURE

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FIRST REGULAR SESSION

ONE HUNDRED AND TENTH LEGISLATURE

Legislative Document

No. 1368

H. P. 1146

House of Representatives, March 18, 1981

On Motion of Representative Nelson of Portland, referred to the Committee on Labor. Sent up for concurrence and ordered printed.

EDWIN H. PERT, Clerk

Presented by Representative H. Baker of Portland.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED AND EIGHTY-ONE

AN ACT to Provide for the Protection of the Pension Rights of Injured Maine Workers.

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

39 MRSA § 113 is enacted to read:

§ 113. Pension benefits

No employer may, within 2 years of the date that rights accrue under this Act, cancel or withhold the right to participate in a pension program of any employee or his dependents while the employee is receiving payments under this Act or is receiving a continuation of salary or wages under a sick leave policy. Any employee aggrieved by an act of an employer in violation of this section has a right to sue for damages for any injury suffered by him because of the violation. All costs of the suit, including reasonable attorneys fees, are chargeable to the employer adjudged in violation of this section.

STATEMENT OF FACT

The purpose of this bill is to provide that injured Maine workers continue to receive pension rights and accrued pension benefits in the private sector if they are disabled from work for a period of up to 2 years due to work-related injuries.