

# MAINE STATE LEGISLATURE

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1 FIRST REGULAR SESSION  
2

3 ONE HUNDRED AND TWELFTH LEGISLATURE  
4

5 Legislative Document

No. 1201  
6

7 S.P. 434

In Senate, April 2, 1985

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

10 JOY J. O'BRIEN, Secretary of the Senate

Presented by Senator Dow of Kennebec.  
11

12 STATE OF MAINE  
13

14 IN THE YEAR OF OUR LORD  
15 NINETEEN HUNDRED AND EIGHTY-FIVE  
16

17 AN ACT to Reduce the Costs of Workers'  
18 Compensation.  
19

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

22 39 MRSA §110-A is enacted to read:

23 §110-A. Assessment of attorney's fees against em-  
24 ployers

25 In any proceeding under this chapter when an em-  
26 ployee prevails, the commissioner shall assess  
27 against the employer an amount equal to the employer  
28 costs of witness fees and attorney's fees and costs.  
29 This amount shall be deposited in an account dedi-  
30 cated to defraying the costs of administration under  
31 this chapter.

1

STATEMENT OF FACT

2       A large number of workers' compensation proceed-  
3       ings are delayed by employers who insist on  
4       litigating just claims in the apparent hope of induc-  
5       ing partial settlements. Statistics show that em-  
6       ployees prevail in most proceedings. This bill pro-  
7       vides a disincentive for delaying resolution of  
8       claims.

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