

MAINE STATE LEGISLATURE

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FIRST REGULAR SESSION

ONE HUNDRED AND THIRTEENTH LEGISLATURE

Legislative Document

NO. 1540

H.P. 1130 House of Representatives, May 13, 1987
Submitted by the Department of Professional and Financial
Regulation pursuant to Joint Rule 24.

Reference to the Committee on Banking and Insurance
suggested and ordered printed.

EDWIN H. PERT, Clerk

Presented by Representative REED of Falmouth.

Cosponsored by Representatives SHELTRA of Biddeford,
STEVENS of Sabattus, and Senator BRANNIGAN of Cumberland.

STATE OF MAINE

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

**AN ACT Amending the Assumed Payroll of
Partnerships and Sole Proprietors in a
Self-insured Group.**

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

7 39 MRSA §23, sub-§4, ¶G, as amended by PL 1977,
8 c. 696, §402, is further amended to read:

9 G. If an employer is a partnership, or a sole
10 proprietorship, and is a member of a self-
11 insurance group associated pursuant to this sec-
12 tion, such employer may elect to include as an
13 "employee" any member of such partnership, or
14 owner of such sole proprietorship, for purposes
15 of obtaining workers' compensation coverage under
16 this Act. In the event of such election, the

1 electing employer shall serve upon the group
2 self-insurance association written notice naming
3 the partner or sole proprietor to be covered, and
4 no election shall be deemed to have been made
5 within this Act until such notice has been given.
6 By making such an election, the partnership mem-
7 ber or sole proprietor shall be deemed to have
8 stipulated that for premium payment purposes the
9 weekly annual salary or wage of such electing
10 partnership member or sole proprietor is \$200-per
11 week the average weekly wage in the State as com-
12 puted by the Bureau of Employment Security multi-
13 plied by 52 and rounded to the nearest \$100. The
14 assumed average annual wage shall be adjusted as
15 of July 1st using the average weekly wage from
16 the prior calendar year.

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STATEMENT OF FACT

18 Currently, the Maine Revised Statutes, Title 39,
19 section 23, subsection 4, paragraph G, establishes
20 the presumed payroll for premium purposes for part-
21 nerships and sole proprietors at \$200 per week. As
22 wage levels have risen, this figure is out of date.
23 This bill introduces a procedure by which the assumed
24 annual wage for premium purposes is based on the av-
25 erage annual wage in this State during the prior cal-
26 endar year.

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