MAINE STATE LEGISLATURE

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114th MAINE LEGISLATURE

FIRST REGULAR SESSION - 1989

Legislative Document

No. 1506

H.P. 1084

House of Representatives, May 5, 1989

Reference to the Committee on Labor suggested and ordered printed.

EDWIN H. PERT, Clerk

Presented by Representative HEPBURN of Skowhegan.
Cosponsored by Representative MARTIN of Van Buren and Representative HICKEY of Augusta.

STATE OF MAINE

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

An Act to Provide Stipend Payments under the Workers' Compensation Act to Claimants Whose Cases Are Not Resolved within 2 Years.



1	Be it enacted by the People of the State of Maine as follows:
3	39 MRSA §51-B, sub-§9-A is enacted to read:
5	9-A. Stipend payments. If a claim has not been resolved 24
7	months after the date that an employer files a notice of controversy under subsection 7, the employer shall make stipend payments to the employee in accordance with the following
9	provisions.
11	A. Beginning 24 months after the employer files a notice of controversy, the employer shall pay to the employee weekly
13	stipend payments equal to the benefit amount requested by the claimant, based on the employee's average weekly wage at
15	the time of injury.
17	B. No amounts for hospital costs, loss of limbs, therapy, retraining or similar nonwage issues may be included in the
19	stipend payments.
21	C. Stipend payments shall not be made to any claimant who has worked more than 60 days since the date of injury.
23	D. At the time of final settlement, the commission shall
25	establish a repayment plan, which may include attachment of wages and assets, for claimants who have received stipend
27	payments, but whose claims are ultimately denied under this
29	E. For claims whose duration is limited by law, the number
31	of weeks for which the claimant received stipend payments shall be subtracted from the number of weeks of benefits
33	ultimately granted by the commission.
35	STATEMENT OF FACT
37	
39	This bill provides that, if a workers' compensation claim has not been resolved after 24 months from the date of filing,
41	the employer shall make weekly stipend payments to the employee

Commission shall establish a plan for the repayment of the

stipend payments.

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