

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)

OK
R.O.S.

L.D. 687

(Filing No. S- 238)

2
4
6
8
10
12
14
16
18
20
22
24
26
28
30
32
34
36
38
40
42
44
46

STATE OF MAINE
SENATE
116TH LEGISLATURE
FIRST REGULAR SESSION

SENATE AMENDMENT "A" to COMMITTEE AMENDMENT "A" to S.P. 216, L.D. 687, Bill, "An Act to Amend the Occupational Disease Law"

Amend the amendment in section 2 in that part designated "~~§609.~~" in the first paragraph in the 3rd to 5th lines (page 1, lines 27 to 29 in amendment) by striking out the following: "or medical services due to an occupational disease unless the incapacity results or the diagnosis of the occupational disease is made" and inserting in its place the following: 'due to an occupational disease unless the incapacity results'

Further amend the amendment by inserting after section 2 the following:

'Further amend the bill in section 5 in that part designated "~~§609-A.~~" in the first paragraph in the 2nd line (page 2, line 32 in L.D.) by striking out the following: "to the same extent as is" and inserting its place the following: 'as'

Further amend the bill in section 5 in that part designated "~~§609-A.~~" in the first paragraph in the last line (page 2, line 34 in L.D.) by inserting a new sentence at the end to read: 'Compensation is not payable for medical services due to an occupational disease unless the diagnosis of the occupational disease is made within 3 years after the last injurious exposure to the occupational disease in the employment.'

STATEMENT OF FACT

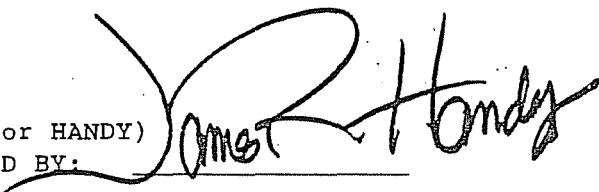
This amendment clarifies the prerequisites for awarding compensation due to an employee's occupational disease. As under current law, compensation for incapacity is not awarded unless

SENATE AMENDMENT

SENATE AMENDMENT "A" to COMMITTEE AMENDMENT "A" to S.P. 216,
L.D. 687

2 the incapacity results within 3 years of the last injurious
3 exposure in employment. Medical services are compensable if the
4 occupational disease is diagnosed within 3 years of the last
5 injurious exposure. An award of medical benefits within this
6 period does not authorize the award of incapacity benefits where
7 the incapacity does not result until after the expiration of the
8 3-year period.

8
10
12
14
16

(Senator HANDY)
SPONSORED BY: 

COUNTY: Androscoggin

Reproduced and Distributed Pursuant to Senate Rule 12.
(5/27/93) (Filing No. S-238)