

# MAINE STATE LEGISLATURE

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OK  
R. of S.

L.D. 687

(Filing No. H-365 )

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STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
116TH LEGISLATURE  
FIRST REGULAR SESSION

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

Amend the bill by inserting before the statement of fact the following:

**'Sec. 7. Retroactivity; application.** This Act applies retroactively to October 24, 1992 and applies to medical expenses incurred by an employee on or after that date, regardless of the date on which the occupational disease was originally diagnosed. Notwithstanding the Maine Revised Statutes, Title 1, section 302, this Act applies to actions and proceedings pending at the time of passage of this Act.'

Further amend the bill by renumbering the sections to read consecutively.

STATEMENT OF FACT

This amendment provides for retroactive application of the new occupational disease law provisions back to October 24, 1992, the day after the Law Court decision that the bill is intended to overturn. It clarifies that the intent of the bill is to make compensable all medical expenses associated with an occupational disease and that are incurred on or after that date, including expenses incurred by employees who were originally diagnosed as having an occupational disease before that date or before the effective date of this bill. The amendment also clarifies that the general savings clause does not apply to this legislation and that the new provisions apply to actions and proceedings pending

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

2 at the time of passage. The intent of this amendment is to  
ensure that the effects of the Law Court's decision in Manzo v.  
4 Great Northern Paper Company, 615 A.2d 605 (Me. 1992), are  
limited to the greatest extent possible.

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Filed by Rep. Ruhlin of Brewer  
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House  
5/19/93  
(Filing No. H-365)