MAINE STATE LEGISLATURE

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120th MAINE LEGISLATURE

FIRST REGULAR SESSION-2001

Legislative Document

No. 943

H.P. 723

House of Representatives, February 20, 2001

Millient M. Mac failand

An Act to Ensure that the Annual Inflation Adjustment for Partial Compensation for Injuries occurring Prior to November 20, 1987 is Fully Recognized and Paid.

Reference to the Committee on Labor suggested and ordered printed.

MILLICENT M. MacFARLAND, Clerk

Presented by Representative DUPLESSIE of Westbrook. Cosponsored by Senator MILLS of Somerset and Representative SMITH of Van Buren.

	Be it enacted by the People of the State of Maine as follows:
2	Sec. 1. 39-A MRSA §359, sub-§4 is enacted to read:
4	see. It as it is a chaded to read.
	4. Annual adjustment. The board shall audit claims for
6	partial incapacity for injuries received before November 20, 1987
	under former Title 39, sections 55 and 55-A to ensure that the
8	automatic annual adjustment required by law is made.
10	If, as a result of an examination and after providing the
	opportunity for a hearing, the board determines that any
12	compensation, interest, penalty or other obligation is due and
	unpaid to an employee, dependent or service provider, the board
14	shall issue a notice of assessment detailing the amounts due and
	unpaid in each case and shall order the amounts paid to the
16	unpaid party or parties.
18	
	SUMMARY
20	
	This bill requires the Workers' Compensation Board to audit
22	claims for partial incapacity to ensure the annual adjustment has
	been made as a continuing duty under former Title 39, sections 55
24	and 55-A for workers injured prior to November 20, 1987