

MAINE STATE LEGISLATURE

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120th MAINE LEGISLATURE

SECOND REGULAR SESSION-2002

Legislative Document

No. 2053

H.P. 1550

House of Representatives, January 8, 2002

**An Act to Clarify the Treatment of Members of Limited Liability
Companies Under the Workers' Compensation Laws.**

Reported by Representative BUNKER for the Workers' Compensation Board pursuant to the Maine Revised Statutes, Title 39-A, section 152, subsection 11.

Reference to the Joint Standing Committee on Labor suggested and printing ordered under Joint Rule 218.

Millicent M. MacFarland

MILLICENT M. MacFARLAND, Clerk

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

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Sec. 1. 39-A MRSA §102, sub-§11, ¶A, as amended by PL 1999, c. 364, §1, is further amended by amending subparagraph (5) to read:

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(5) Except for persons engaged in harvesting of forest products, the parent, spouse or child of a sole proprietor who is employed by that sole proprietor or the parent, spouse or child of a partner who is employed by the partnership of that partner or the parent, spouse or child of a member of a limited liability company may state, in writing, that the parent, spouse or child waives all the benefits and privileges provided by the workers' compensation laws if the board finds that the waiver is not a prerequisite condition to employment;

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SUMMARY

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This bill clarifies that members of limited liability companies are treated the same as partners in limited partnerships as set forth by the Maine Revised Statutes, Title 31, section 762.