

MAINE STATE LEGISLATURE

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122nd MAINE LEGISLATURE

FIRST REGULAR SESSION-2005

Legislative Document

No. 322

H.P. 245

House of Representatives, January 20, 2005

**An Act To Amend the Process for Review of Hearing Officer
Decisions by the Workers' Compensation Board**

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

Reference to the Committee on Labor suggested and ordered printed 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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4 **Sec. 1. 39-A MRSA §320, first ¶**, as amended by PL 2003, c. 608,
§13, is further amended to read:

6 ~~Within 5 days after issuing a decision,~~ a hearing officer
8 may request that the full board review a decision of the hearing
10 officer if the decision involves an issue that is of significance
12 to the operation of the workers' compensation system. Except
14 when a motion is filed to find the facts specially and state
16 separately the conclusions of law, the request must be made
within 25 days of the issuance of a decision. If a motion is
filed to find the facts specially and state separately the
conclusions of law, the request must be made within 5 days of the
issuance of a decision on the motion. There may be no such
review of findings of fact made by a hearing officer.

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SUMMARY

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22 This bill extends the time within which a hearing officer
24 may request review of a decision by the full Workers'
Compensation Board to allow for the filing of motions to find the
facts specially and state separately the conclusions of law.