

MAINE STATE LEGISLATURE

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123rd MAINE LEGISLATURE

FIRST REGULAR SESSION-2007

Legislative Document

No. 1546

H.P. 1071

House of Representatives, March 20, 2007

An Act To Require Employees Injured at Work To Report Those Injuries within 24 Hours

Reference to the Committee on Labor suggested and ordered printed.

Millicent M. MacFarland
MILLICENT M. MacFARLAND
Clerk

Presented by Representative DUPREY of Hampden.
Cosponsored by Senator SNOWE-MELLO of Androscoggin and
Representative: SYKES of Harrison, Senator: PLOWMAN of Penobscot.

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

2 **Sec. 1. 39-A MRSA §301**, as enacted by PL 1991, c. 885, Pt. A, §8 and affected
3 by §§9 to 11, is amended to read:

4 **§301. Notice of injury within 24 hours**

5 Proceedings for compensation under this Act, except as provided, may not be
6 maintained unless a notice of the injury is given within ~~90 days~~ 24 hours after the date of
7 injury. The notice must include the time, place, cause and nature of the injury, together
8 with the name and address of the injured employee. The notice must be given by the
9 injured employee or by a person in the employee's behalf, or, in the event of the
10 employee's death, by the employee's legal representatives, or by a dependent or by a
11 person in behalf of either.

12 The notice must be given to the employer, or to one employer if there are more
13 employers than one; or, if the employer is a corporation, to any official of the
14 corporation; or to any employee designated by the employer as one to whom reports of
15 accidents to employees should be made. It may be given to the general superintendent or
16 to the supervisor in charge of the particular work being done by the employee at the time
17 of the injury. Notice may be given to any doctor, nurse or other emergency medical
18 personnel employed by the employer for the treatment of employee injuries and on duty
19 at the work site. If the employee is self-employed, notice must be given to the insurance
20 carrier or to the insurance carrier's agent or agency with which the employer normally
21 does business.

22 **SUMMARY**

23 This bill amends the workers' compensation laws to require a 24-hour notice of injury
24 by an employee from the current requirement of a 90-day notice of injury.