

# MAINE STATE LEGISLATURE

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R.D.S.

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2 Date: 6/8/07

L.D. 1862  
(Filing No. H- 475)

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STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
123RD LEGISLATURE  
FIRST REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 1298, L.D. 1862, Bill, "An Act Regarding Fairness for Families Regarding Workers' Compensation Coverage"

Amend the bill in section 1 in paragraph A by striking out all of subparagraphs (4) and (5) and inserting the following:

'(4) Except for persons engaged in harvesting of forest products, any person who, in a written statement to the board, waives all the benefits and privileges provided by the workers' compensation laws, provided that the board has found that person to be a bona fide owner of at least 20% of the outstanding voting stock of the corporation by which that person is employed or a shareholder of the professional corporation by which that person is employed and that this waiver was not a prerequisite condition to employment. For the purposes of this subparagraph, the term "professional corporation" means a domestic or foreign professional corporation as defined in Title 13, section 723.

Any person may revoke or rescind that person's waiver upon 30 days' written notice to the board and that person's employer. The parent, spouse, domestic partner as defined in Title 24, section 2319-A, subsection 1 or child of a person who has made a waiver under the previous sentence may state, in writing, that the parent, spouse, domestic partner as defined in Title 24, section 2319-A, subsection 1 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 and if the parent, spouse, domestic partner as defined in Title 24, section 2319-A, subsection 1 or child is employed by the same corporation that employs the person who has made the first waiver;

(5) Except for persons engaged in harvesting of forest products, the parent, spouse, domestic partner as defined in Title 24, section 2319-A, subsection 1 or child of a sole proprietor who is employed by that sole proprietor or the parent, spouse, domestic partner as defined in Title 24, section 2319-A, subsection 1 or child of a partner who is employed by the partnership of that partner or the

COMMITTEE AMENDMENT



parent, spouse, domestic partner as defined in Title 24, section 2319-A, subsection 1 or child of a member of a limited liability company who is employed by that limited liability company may state, in writing, that the parent, spouse, domestic partner as defined in Title 24, section 2319-A, subsection 1 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;'

Amend the bill in section 2 in paragraph B-1 in subparagraph (1) in division (b) in the last 2 lines (page 3, lines 11 and 12 in L.D.) by striking out the following: "registered domestic partner as described in Title 22, section 2710" and inserting the following: 'domestic partner as defined in Title 24, section 2319-A, subsection 1'

Amend the bill in section 2 in paragraph B-1 in subparagraph (2) in the first line (page 3, line 19 in L.D.) by striking out the following: "registered domestic partner as described in Title 22, section 2710" and inserting the following: 'domestic partner as defined in Title 24, section 2319-A, subsection 1'

Amend the bill in section 2 in paragraph B-1 in subparagraph (2) in the last 2 lines (page 3, lines 22 and 23 in L.D.) by striking out the following: "registered domestic partner as described in Title 22, section 2710" and inserting the following: 'domestic partner as defined in Title 24, section 2319-A, subsection 1'

#### SUMMARY

This amendment changes a definitional reference throughout the bill.