

# MAINE STATE LEGISLATURE

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EIGHTY-FOURTH LEGISLATURE

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House Document

No. 243

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H. P. 776

House of Representatives, Feb. 6, 1929.

Referred to Committee on Claims and 500 copies ordered printed. Sent up for concurrence.

CLYDE R. CHAPMAN, Clerk.

Presented by Mr. Boston of Gardiner.

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STATE OF MAINE

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IN THE YEAR OF OUR LORD ONE THOUSAND NINE  
HUNDRED AND TWENTY-NINE

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RESOLVE, in Favor of Lloyd W. Hickey to Reimburse Him  
for Injury and Expense Incurred while in the Employ of  
the State of Maine.

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Resolved: That there be paid to Lloyd W. Hickey, of  
2 Gardiner, to reimburse him for injury and expense incurred  
3 without his fault while in the employ of the state of Maine  
4 during the summer of nineteen hundred and twenty-eight  
5 the sum of two thousand (\$2,000) dollars.

## STATEMENT OF FACTS

Lloyd W. Hickey, while in the employ of the State on road construction work, contracted fever from water furnished him by his employer, the State of Maine, Highway Department. He suffered a great deal of pain, lost an entire year of his school work in his civil engineering course, and incurred expenditures in excess of two hundred dollars because of the impure water furnished him to drink.

It was anticipated that compensation would be paid him and that his expenses would be taken care of as his superior advised the hospital and doctor who furnished him treatment.

But as a matter of law such sums would not be payable under the Compensation Act. If a man suffers a physical injury, even though it be entirely his fault and in no way the fault of the employer, compensation is paid.

But where, as here, the man suffers injury in the way of disease contracted through impure water furnished him by an employer and without his fault, no compensation is paid under the Compensation Act as it now exists. In all probability, there may be an amendment to the Compensation Act covering this situation.

This resolve is to compensate this boy under the circumstances above related.