

MAINE STATE LEGISLATURE

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E I G H T Y - S I X T H L E G I S L A T U R E

Legislative Document

NO. 400

S. P. 228

House of Representatives, Feb. 2, 1933.

On motion of Mr. Farris of Augusta tabled pending reference in concurrence and 500 copies ordered printed.

HARVEY R. PEASE, Clerk.

Presented by Senator Littlefield of York.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED THIRTY-THREE

AN ACT Amending the Workmen's Compensation Act.

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

R. S. c. 55, § 28, relating to the industrial accident commission, amended.

Section 28 of chapter 55 of the revised statutes is hereby amended so as to read as follows :

'Sec. 28. Industrial accident commission; appointment; tenure; duties; salaries; clerk; fees. The industrial accident commission of the state of Maine shall consist of ~~five~~ **four** members, ~~three~~ **two** of whom shall be men learned in the law and members in good standing of the bar of this state. They shall be appointed by the governor, with the advice and consent of the council. One of the commissioners, to be designated as chairman, shall be appointed for the term of five years, and the other commissioners for the term of four years. ~~each. The title of the members which was heretofore "associate legal member" shall be "commissioner."~~ The commissioner of labor and industry and the commissioner of insurance shall be members ex officio.

The commissioners so appointed shall hold office for the terms aforesaid, unless removed as herein provided, and until their successors are appointed and qualified. They shall ~~all~~ have the same authority and powers, but their respective duties shall be determined by the chairman. They shall be sworn, and for inefficiency, wilful neglect of duty, or for malfeasance in office,

may, after notice and hearing, be removed by the governor and council. In case of a vacancy occurring through death, resignation or removal, the governor shall appoint a successor for the whole term of the member whose place he takes, subject to removal as aforesaid.

In case the office of chairman becomes vacant, the **remaining senior (appointed)** commissioner shall act as chairman until ~~the governor makes an appointment~~ **another commissioner is appointed and qualified** to fill such vacancy.

In case the work of the commission shall require the active assistance of the ex officio members, the chairman may require them, or either of them, to perform such of the duties of the commission as he may designate, and their acts in the premises shall be of the same force and effect as if done by the appointive members of the commission.'

The chairman shall receive a salary of forty-five hundred dollars per annum, and the other commissioners a salary of four thousand dollars each per annum. The commissioner of labor and industry, in addition to his salary as such, shall receive for his services as a member of the commission two thousand dollars per annum. The commissioner of insurance, for his services as a member of the commission, shall receive the additional sum of fifteen hundred dollars per annum. The members of the commission shall also receive their actual, necessary, cash expenses while away from their office on official business of the commission.

The commission shall have a clerk and a reporter, appointed and removable by it, who shall be sworn to the faithful performance of their duties. Their salaries shall be fixed by the governor and council upon recommendation of the commission.

The commission shall have a seal bearing the words "Industrial Accident Commission of Maine." It shall have its office and keep its records in the state house in Augusta, but may hold sessions at any place within the state.