

MAINE STATE LEGISLATURE

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N I N E T Y - F I R S T L E G I S L A T U R E

Legislative Document

No. 509

S. P. 335

In Senate, February 11, 1943.

Referred to Committee on Judiciary. Sent down for concurrence and ordered printed.

ROYDEN V. BROWN, Secretary.

Presented by Senator Farris of Kennebec.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
FORTY-THREE

**AN ACT to Amend the Workmen's Compensation Act Relative to Artificial
Physical Aids and Medical Services.**

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

R. S., c. 55, § 9, amended. The 2nd and 3rd paragraphs of section 9 of chapter 55 of the revised statutes are hereby amended to read as follows :

'Upon knowledge or notice of such injury the employer shall promptly furnish to the employee the services and aids aforesaid. In case however the employer fails to furnish any of said services or aids, or in case of emergency or other justifiable cause, the employee may procure said services or aids and the commission may order the employer to pay for the same provided that they were necessary and adequate, and the charges therefor are reasonable. In every case where any of said services or aids are procured by the employee, it shall be his duty to see that the employer is given prompt notice thereof. The commission in its discretion may also require the employer to furnish to the injured employee, but not more than once each for an injury aforesaid, artificial limbs, eyes and teeth made necessary by such injury. **In case artificial limbs, eyes and teeth, in use by an employee at the time of the accident as substitutes for natural parts of the body, are themselves injured or destroyed, they shall be repaired or replaced by the employer.**

Whenever there is any disagreement as to the proper costs of the services or aids aforesaid, or as to the apportionment thereof among the parties, any interested person may file a petition with the commission ~~setting forth the facts for the determination thereof. The commission shall have exclusive jurisdiction to determine such costs and such apportionment, subject to appeal as hereinafter provided, unless the employer or employee procuring such services or aids and the person or persons supplying the same shall by written contract agree otherwise.~~