

MAINE STATE LEGISLATURE

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N I N E T Y - S E C O N D L E G I S L A T U R E

Legislative Document

No. 297

H. P. 646

House of Representatives, February 1, 1945.

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

HARVEY R. PEASE, Clerk.

Presented by Mr. Poulin of Rumford.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
FORTY-FIVE

AN ACT Relating to the Procurement of Medical Services, Physicians and Surgeons for Injured Employees under the Workmen's Compensation Act.

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

Sec. 1. R. S., c. 26, § 9, amended. The 2nd paragraph of section 9 of chapter 26 of the revised statutes is 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 cases reasonably requiring a surgical operation in a hospital**, 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.'

Sec. 2. R. S., c. 26, §22, amended. The last paragraph of section 22 of chapter 26 of the revised statutes is hereby amended to read as follows:

'If any employee refuses or neglects to submit himself to any reasonable examination provided for in this act, or in any way obstructs any such examination, or if, **except as permitted under the provisions of section 9**, he declines proper medical or surgical treatment offered by the employer, upon petition of said employer such employee's rights to compensation shall be suspended, and his compensation during such period of suspension shall be forfeited.'