

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

Eighty-fifth Legislature

OF THE

STATE OF MAINE

1931

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PUBLIC LAWS
OF THE
STATE OF MAINE

As Passed by the Eighty-fifth Legislature

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[supplied from page 1 of volume]

Chapter 159.

AN ACT Permitting Any Public Official Responsible for Awarding a Contract in Competition to Request from Any Proposed Bidder a Questionnaire.

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

Sec. 1. Questionnaire as pre-bid qualification. In order to facilitate the work of any public official it shall be lawful for said official to require from any person proposing to bid on public work duly advertised a standard form of questionnaire and financial statement containing a complete statement of the person's financial ability and experience in performing public work before furnishing such person with plans and specifications for the proposed public work advertised.

Sec. 2. Procedure if answers are unsatisfactory. Whenever the public official is not satisfied with the sufficiency of the answers contained in such standard questionnaire and financial statement of such persons he may refuse to furnish such persons with plans and specifications on public work duly advertised and the bid of any person to whom plans and specifications have not been issued may be disregarded.

Sec. 3. Procedure of contractor. Any contractor after being notified of his classification by the public official and being dissatisfied therewith may request a hearing before the public official and present such further evidence with respect to his financial responsibility, plant and equipment or experience as might tend to justify in his opinion a higher classification. After hearing the additional evidence the public official may in his discretion change the classification of the contractor.

Sec. 4. Penalty. Any contractor who makes or causes to be made any incomplete, false or fraudulent statement in the application required to be made by section two of this act shall be guilty of a misdemeanor and upon conviction shall be punished by a fine of not less than one hundred dollars nor more than one thousand dollars or in the case of an individual or the officer or employee, charged with the duty of making such application for a person, firm, copartnership, association or corporation, by imprisonment for not more than six months or by both such fine and imprisonment.

Sec. 5. "Person" defined. The word "person" as used herein shall mean and include any individual, copartnership, association, corporation or joint stock company, their lessees, trustees, or receivers appointed by any court whatsoever.

Sec. 6. Repealing clause. All acts and parts of acts inconsistent with the provisions of this act are hereby repealed or amended to conform with the provisions of this act.

Approved April 2, 1931.

Chapter 160.

AN ACT to Amend the Workmen's Compensation Act.

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

Sec. 1. R. S., c. 55, sec. 2; relating to "average weekly wages," amended. Section two of chapter fifty-five of the revised statutes is hereby amended by striking out in sub-paragraph (b) of paragraph IX the last sentence thereof; so that said sub-paragraph, as amended, shall read as follows:

'(b) In case such employment or occupation had not so continued for said two hundred and fifty full working days, the "average weekly wages, earnings or salary" shall be determined by dividing the entire amount of wages or salary earned therein by the injured employee during said immediately preceding year, by the total number of weeks, any part of which the employee worked, during the same period.'

Sec. 2. R. S., c. 55, sec. 14; relating to payments for death injuries, amended. Section fourteen of chapter fifty-five of the revised statutes is hereby amended by striking out the first sentence thereof, and substituting in place thereof the following: 'If death results from the injury, the employer shall pay the dependents of the employee, wholly dependent upon his earnings for support at the time of his accident, a weekly payment equal to two-thirds his average weekly wages, earnings or salary, but not more than eighteen dollars nor less than six dollars a week, from the date of death for a period ending three hundred weeks from the date of the accident, and in no case to exceed four thousand dollars.' Also by adding after the word "them" in the sixteenth line thereof the following: 'Provided further, that except in the case of dependents who are physically or mentally incapacitated from earning, compensation payable to any dependent child under the age of eighteen years shall cease upon such child's reaching the age of eighteen years or upon marriage,' so that said section, as amended, shall read as follows:

'**Sec. 14. Compensation for death of employee; how apportioned.** If death results from the injury, the employer shall pay the dependents of the employee, wholly dependent upon his earnings for support at the time of his accident, a weekly payment equal to two-thirds his average weekly