

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES
AS PASSED BY THE
Eighty-ninth and Ninetieth
Legislatures

OF THE
STATE OF MAINE

From April 21, 1939 to April 26, 1941
AND MISCELLANEOUS STATE PAPERS

Published by the Revisor of Statutes in accordance
with the Resolves of the Legislature approved June
28, 1820, March 18, 1840, March 16, 1842, and Acts
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PUBLIC LAWS

OF THE

STATE OF MAINE

As Passed by the Ninetieth Legislature

1941

'(j) Determination may be reconsidered; appeal. The commission may reconsider a determination whenever it finds that an error in computation or identity has occurred in connection therewith, or that wages of the claimant pertinent to such determination but not considered in connection therewith, have been newly discovered, or that benefits have been allowed or denied or the amount of benefits fixed on the basis of misrepresentations of fact, but no such redetermination shall be made after one year from the date of the original determination. Notice of any such redetermination shall be promptly given to the parties entitled to notice of the original determination, in the manner prescribed in this section with respect to notice of an original determination. If the amount of benefits is increased upon such redetermination an appeal therefrom solely with respect to the matters involved in such increase may be filed in the manner and subject to the limitations provided in subsection (b) of this section. If the amount of benefits is decreased upon such redetermination, the matters involved in such decrease shall be subject to review in connection with an appeal by claimant from any determination upon a subsequent claim for benefits which may be affected in amount or duration by such redetermination. Subject to the same limitations and for the same reasons, the commission may reconsider the determination in any case in which the final decision has been rendered by an appeal tribunal, the commission or a court, and may apply to the body or court which rendered such final decision to issue a revised decision. In the event that an appeal involving an original determination is pending as of the date a redetermination thereof is issued, such appeal, unless withdrawn, shall be treated as an appeal from such redetermination.'

Approved April 4, 1941

Chapter 189

AN ACT Requiring Sheriffs to Search for Lost Persons.

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

R. S., c. 38, § 14, amended. Section 14 of chapter 38 of the revised statutes, as revised, is hereby amended to read as follows:

'Sec. 14. Sheriffs, deputy sheriffs, police officers and constables to have powers of wardens; wardens not to hold other offices; sheriffs to search for lost hunters and fishermen. Sheriffs, deputy sheriffs, police officers and constables are vested with the powers of inland fish and game wardens, and shall receive for their services the same fees as those of inland fish and

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game wardens. State paid fish and game wardens and deputy wardens appointed under the 10 preceding sections shall hold no other state or county office from which they receive compensation. Whenever it shall come to the attention of the sheriff of the county or his chief deputy that any person known to have gone upon a hunting or fishing trip, or a trip for any other purpose, within his county has not returned within a reasonable time after his departure, such sheriff or such chief deputy, with such aids as he deems necessary, shall search for such person and shall be entitled to reasonable fees and expenses for his services and of his aids to be paid by the treasurer of his county. Before the said sheriff or his chief deputy shall incur additional expense at the end of the first 24 hours' search, he shall obtain the consent of a majority of the county commissioners of the said county.'

Approved April 4, 1941

Chapter 190

AN ACT Relating to Time of Filing by an Employing Unit Under the Unemployment Compensation Act.

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

P. L., 1935, c. 192, § 8, amended. Subsection (b) of section 8 of chapter 192 of the public laws of 1935, as amended, is hereby further amended to read as follows:

'(b) Except as otherwise provided in subsection (c) of this section, an employing unit shall cease to be an employer subject to this act only as of the 1st day of January of any calendar year, only if it files with the commission, prior to the ~~5th~~ 20th day of January of such year, a written application for termination of coverage, and the commission finds that there were no 20 different days, each day being in a different week within the preceding calendar year, within which such employing unit employed 8 or more individuals in employment subject to this act. For the purposes of this subsection, the 2 or more employing units mentioned in paragraph (2) or (3) or (4) of section 19 (f) shall be treated as a single employing unit.'

Approved April 4, 1941