

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

Ninety-sixth Legislature

OF THE

STATE OF MAINE

Published by the Director of Legislative Research in accordance with subsection VI of section 26 of chapter 9 of the Revised Statutes of 1944.

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PUBLIC LAWS

OF THE

STATE OF MAINE

As Passed by the Ninety-sixth Legislature

1953

PUBLIC LAWS, 1953

CHAP. 357

affect nor waive any right, duty, obligation or liability which shall have arisen or which may thereafter arise in connection with any provision hereof or any regulation issued hereunder, or release or extinguish any violation hereof or of any regulation issued hereunder, or affect or impair any rights or remedies of the commissioner or of any other person with respect to any such violation.

Sec. 262. Duration of immunities. The benefits, privileges and immunities conferred upon any person by virtue hereof shall cease upon the termination hereof, except with respect to acts done under and during the existence hereof.

Sec. 263. Personal liability. No member or alternate of the committee, nor any employee or agent thereof, shall be held personally responsible, either individually or jointly with others, in any way whatsoever, to any handler or to any person for errors in judgment, mistakes or other acts, either of commission or omission, as such member, alternate or employee, except for acts of dishonesty.

Sec. 264. Penalty. Every person, who violates any provision of this act or any provision of any marketing order duly issued by the commissioner hereunder, shall be guilty of a misdemeanor and, upon conviction, shall be punished by a fine of not less than \$50 nor more than \$500, or by imprisonment for not less than 10 days nor more than 6 months, or by both such fine and imprisonment. Each day during which any of the violations above referred to continues shall constitute a separate offense.'

Effective August 8, 1953

Chapter 357

AN ACT Relating to Compensation for Total Incapacity Under Workmen's Compensation Law.

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

Sec. 1. R. S., c. 26, § 11, amended. Section 11 of chapter 26 of the revised statutes, as amended, is hereby further amended to read as follows:

'Sec. 11. Compensation for total incapacity. While the incapacity for work resulting from the injury is total, the employer shall pay the injured employee a weekly compensation equal to $\frac{2}{3}$ his average weekly wages,

earnings or salary, but not more than ~~27~~ \$27 nor less than ~~15~~ \$15 a week; and in no case shall the period covered by such compensation be greater than 500 weeks from the date of the accident, nor the amount more than ~~9,000~~ \$10,500. In the following cases it shall, for the purposes of this act, be conclusively presumed that the injury resulted in permanent total incapacity: the total and irrevocable loss of sight in both eyes, the loss of both hands at or above the wrist, the loss of both feet at or above the ankle, the loss of 1 hand and 1 foot, an injury to the spine resulting in permanent and complete paralysis of the arms or legs, and an injury to the skull resulting in incurable imbecility or insanity.'

Sec. 2. R. S., c. 26, § 12, amended. Section 12 of chapter 26 of the revised statutes, as amended, is hereby further amended to read as follows:

'Sec. 12. Compensation for partial incapacity. While the incapacity for work resulting from the injury is partial, the employer shall pay the injured employee a weekly compensation equal to 2/3 the difference, due to said injury, between his average weekly wages, earnings or salary before the accident and the weekly wages, earnings or salary which he is able to earn thereafter, but not more than ~~27~~ \$27 a week; and in no case shall the period covered by such compensation be greater than 300 weeks from the date of the accident.'

Sec. 3. Effective date. This act shall become effective on November 30, 1953.

Effective November 30, 1953

Chapter 358

AN ACT Relating to Charges for Medical Examination by Applicants for Employment.

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

R. S., c. 25, § 36-B, amended. Section 36-B of chapter 25 of the revised statutes, as enacted by chapter 394 of the public laws of 1949, is hereby amended to read as follows:

'Sec. 36-B. Charge for medical examination by employer prohibited. It shall be unlawful for any employer to require any employee or accepted applicant for employment to bear the medical expense of an examination when such examination is ordered or required by the employer. Any em-