

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

LAWS
OF THE
STATE OF MAINE
AS PASSED BY THE
One Hundred and Sixth Legislature
1ST SPECIAL SESSION
JANUARY 2, 1974 TO MARCH 29, 1974
AND BY THE
One Hundred and Seventh Legislature
REGULAR SESSION
JANUARY 1, 1975 TO JULY 2, 1975

PUBLISHED BY THE DIRECTOR OF LEGISLATIVE RESEARCH IN
ACCORDANCE WITH THE REVISED STATUTES OF 1964, TITLE 3,
SECTION 164, SUBSECTION 6.

THE KNOWLTON AND MCLEARY COMPANY
FARMINGTON, MAINE
1975

PUBLIC LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE
One Hundred and Seventh Legislature

1975

CHAPTER 89**AN ACT to Require Industrial Accident Insurers to Maintain Agents within the State of Maine.**

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

Sec. 1. 39 MRSA § 2, sub-§ 8, as last amended by PL 1973, c. 746, § 3, is further amended by adding at the end the following new paragraph:

No insurance carrier shall be qualified to issue an industrial accident insurance policy covering any employees working in this State unless it has and continuously maintains an employee or claims agent within this State empowered to investigate claims arising under this chapter; sign agreements for the payment of compensation as provided by this chapter; and issue drafts or checks in payment of obligations arising under this chapter in amounts of at least \$1,000.

Sec. 2. Effective date. This Act shall take effect on January 1, 1976.

Effective January 1, 1976

CHAPTER 90**AN ACT Concerning Appeals from a Determination that an Employing Unit is an Employer Subject to the Employment Security Law.**

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

26 MRSA § 1082, sub-§ 14 is repealed and the following enacted in place thereof:

14. Determination of employer or employment; appeal.

A. Determination. The Director of Unemployment Compensation or a representative of the commission duly authorized by the commission to do so shall determine whether an employing unit is an employer and whether services performed for or in connection with the business of the employing unit constitute employment, and shall give written notice of the determination to the employing unit. Unless such employing unit, within 15 calendar days after notification was mailed to its last known address files an appeal from such determination, such determination shall be final.

B. Redetermination. After a determination has been made under paragraph A, the Director of Unemployment Compensation or a representative of the commission may within one year reconsider the determination in the light of additional evidence and make a redetermination and shall give written notice of the redetermination to the employing unit. Unless such employing unit, within 15 calendar days after notification was mailed to its last known address files an appeal from such redetermination, such redetermination shall be final.

C. Commission review. The commission may on its own motion within 15 days of mailing any determination or redetermination made under para-