

MAINE STATE LEGISLATURE

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122nd MAINE LEGISLATURE

FIRST REGULAR SESSION-2005

Legislative Document

No. 214

H.P. 165

House of Representatives, January 18, 2005

An Act To Recognize the Federal Salary Level for Overtime When Higher than the State Level

Submitted by the Department of Labor pursuant to Joint Rule 204.
Reference to the Committee on Labor suggested and ordered printed.

Millicent M. MacFarland
MILLICENT M. MacFARLAND
Clerk

Presented by Representative PINEAU of Jay.
Cosponsored by Senator BRYANT of Oxford and
Representatives: DUPLESSIE of Westbrook, GERZOFKY of Brunswick, HUTTON of
Bowdoinham, JACKSON of Fort Kent, PATRICK of Rumford, PELLETIER-SIMPSON of
Auburn, Senators: MARTIN of Aroostook, MAYO of Sagadahoc.

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

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Sec. 1. 26 MRSA §663. sub-§3. ¶K. as repealed and replaced by PL 1999, c. 465, §7, is amended to read:

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K. A salaried employee who works in a bona fide executive, administrative or professional capacity and whose regular compensation, when converted to an annual rate, exceeds 3000 times the State's minimum hourly wage or the annualized rate established by the United States Department of Labor under the federal Fair Labor Standards Act, whichever is higher.

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SUMMARY

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This bill provides that the minimum salary level for a bona fide executive, administrative or professional employee is 3,000 times the state minimum wage or the salary level set by the United States Department of Labor, whichever is higher. This change will align the state law with the current federal regulations in this regard.