

MAINE STATE LEGISLATURE

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ONE - HUNDRETH LEGISLATURE

Legislative Document

No. 47

S. P. 22

Office of the Clerk of the House

Filed December 21, 1960 under Joint Rule 19A by Senator Christie of Aroostook. To be printed and delivered to the Senate of the 100th Legislature.

HARVEY R. PEASE, Clerk

Presented by Senator Christie of Aroostook.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SIXTY-ONE

AN ACT Clarifying the Time of Payment of Wages.

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

Sec. 1. R. S., c. 30, § 50, amended. Section 50 of chapter 30 of the Revised Statutes, as amended by chapter 278 of the public laws of 1955 and by sections 1 and 2 of chapter 94 of the public laws of 1957, is further amended to read as follows:

'Sec. 50. Wages, time of payment; records; penalty. Every corporation, person or partnership engaged in a manufacturing, mechanical, mining, quarrying, mercantile, restaurant, hotel, summer camp, beauty parlor, amusement, street railway, telegraph or telephone business; in any of the building trades; in logging or lumbering operations; upon public works, or in the construction or repair of street railroads, roads, bridges, sewers, gas, water or electric light works, pipes or lines; every incorporated express company or water company; and every steam railroad company or corporation, county or municipality shall pay weekly each employee engaged in his or its business the wages earned by him to within 8 days of the date of such payment, unless such employee requests in writing to be paid in a different manner. Any employee, leaving his or her employment, shall be paid in full within a reasonable time after demand at the office of the employer where payrolls are kept and wages are paid, and every county and city shall so pay every employee who is engaged in its business the wages or salary earned by him, unless such mechanic, workman, laborer or employee requests in writing to be paid in a different manner. Every town shall so pay each employee in its business if so required by him. An employee who is absent from his regular place of labor at a time fixed for payment shall be paid thereafter on demand. A

true record shall be kept showing the date and amount paid to ~~each person in any of the above occupations~~ **such employee**. There shall also be kept a daily record of the time worked by such person, excepting such employees as are paid a fixed weekly salary regardless of the number of hours worked, the same to be accessible at any reasonable hour to any representative of the department. Nothing contained in this section shall excuse any employer mentioned in section 38 from keeping the records required by said section 38. ~~The provisions of this~~ **This section shall not apply to an employee of a cooperative corporation or association if he is a stockholder therein unless he requests such corporation to pay him weekly. The provision for weekly payment of wages** This section shall not apply to an employee engaged in ~~cutting and hauling logs and lumber, nor the driving of the same until it reaches its place of destination for sale or manufacture woods operation.~~ **No corporation, contractor, person or partnership shall by a special contract with an employee or by any other means exempt himself or itself from the provisions of this section. Whenever the terms of employment include provisions for paid vacations, vacation pay on cessation of employment shall have the same status as wages earned.** Whoever violates any of the provisions of this section shall be punished by a fine of not less than \$25 nor more than \$50.'

Sec. 2. R. S., c. 30, § 50-A, additional. Chapter 30 of the Revised Statutes is amended by adding a new section 50-A, to read as follows:

'Sec. 50-A. Cessation of employment. Any employee, leaving his or her employment, shall be paid in full within a reasonable time after demand at the office of the employer where payrolls are kept and wages are paid. Whenever the terms of employment include provisions for paid vacations, vacation pay on cessation of employment shall have the same status as wages earned. Whoever violates any of the provisions of this section shall be punished by a fine of not less than \$25 nor more than \$50.'