

MAINE STATE LEGISLATURE

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1 (After Deadline)
2 FIRST REGULAR SESSION
3

4 ONE HUNDRED AND TWELFTH LEGISLATURE
5

6 Legislative Document

No. 1561

8 S.P. 595

In Senate, May 20, 1985

9 Approved for introduction by a majority of the Legislative Council
10 pursuant to Joint Rule 27.

11 Referred to the Committee on Labor. Sent down for concurrence and
ordered printed. Ordered sent forthwith.

JOY J. O'BRIEN, Secretary of the Senate

12 Presented by Senator Kany of Kennebec.

13 STATE OF MAINE
14

15 IN THE YEAR OF OUR LORD
16 NINETEEN HUNDRED AND EIGHTY-FIVE
17

18 AN ACT to Clarify the Definition of Wage
19 Within the Maine Wage Assurance Fund.
20

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

23 26 MRSA §632, sub-§1, as amended by PL 1983, c.
24 172, is further amended to read:

25 1. Fund established. There is established a
26 Maine Wage Assurance Fund to be used by the Bureau of
27 Labor Standards within the Department of Labor for
28 the purpose of assuring that all former employees of
29 employers within the State receive payment for wages
30 for a maximum of 2 weeks for the work they have per-
31 formed. The Legislature intends that payment of
32 earned wages from the fund be limited to those cases
33 when the employer has terminated his business and
34 there are no assets of the employer from which earned
35 wages may be paid, or when the employer has filed un-
36 der any provision of the Federal Bankruptcy Act. No

1 officer or director in the case of a corporation, no
2 partner in the case of a partnership and no owner in
3 the case of a sole proprietorship may be considered
4 an employee for purposes of this section.

5 For purposes of this section, the term "wages" in-
6 cludes all fringe benefits earned by the employee
7 that were considered in the employment contract, in-
8 cluding plans for retirement, insurance, health care,
9 vacations and severance pay.

10 STATEMENT OF FACT

11 The purpose of this bill is to include fringe
12 benefits within the meaning of wages for purposes of
13 the Maine Wage Assurance Fund.

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