

MAINE STATE LEGISLATURE

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117th MAINE LEGISLATURE

FIRST REGULAR SESSION-1995

Legislative Document

No. 1184

H.P. 853

House of Representatives, April 4, 1995

**Resolve, to Establish the Commission to Study the Use of Per Diem,
Part-time and Temporary Employment.**

Reference to the Committee on Labor suggested and ordered printed.

A handwritten signature in cursive script that reads "Joseph W. Mayo".

JOSEPH W. MAYO, Clerk

Presented by Representative TUTTLE of Sanford.
Cosponsored by Representatives: ADAMS of Portland, CHASE of China, HATCH of Skowhegan, JOY of Crystal, KILKELLY of Wiscasset, LEMAIRE of Lewiston, LUTHER of Mexico, MORRISON of Bangor, PENDLETON of Scarborough, ROSEBUSH of East Millinocket, SAMSON of Jay, STEDMAN of Hartland, Senators: BEGLEY of Lincoln, RAND of Cumberland.

2 **Sec. 1. Commission established. Resolved:** That the Commission
to Study the Use of Per Diem, Part-time and Temporary Employment
referred to in this resolve as the "commission," is established;
4 and be it further

6 **Sec. 2. Membership. Resolved:** That the commission consists of
the members of the joint standing committee of the Legislature
8 having jurisdiction over labor matters, the Commissioner of Labor
or the commissioner's designee and 2 members representing private
10 industry appointed jointly by the President of the Senate and the
Speaker of the House of Representatives; and be it further

12 **Sec. 3. Convening of commission. Resolved:** That all
14 appointments must be made no later than 30 days after the
effective date of this resolve. The chair of the Legislative
16 Council shall call the first meeting of the commission within 14
days after all appointments are made. The commission shall elect
18 a chair from among the members; and be it further

20 **Sec. 4. Duties. Resolved:** That the commission shall procure and
analyze relevant data to determine the extent to which employees
22 classified as per diem, part time and temporary are used in the
public and private sectors and shall study all issues related to
24 these employment classifications, including, but not limited to,
compliance with labor laws and accepted employment practices
26 within the State. The commission shall identify the types of
employment that have an established pattern of hiring per diem,
28 part-time and temporary employees and the potential for abuse by
employers who hire employees under these classifications. The
30 commission must specifically include in its study leasing
companies and employment agencies that procure permanent or
32 temporary employment; and be it further

34 **Sec. 5. Meetings; hearings. Resolved:** That the commission shall
meet at convenient times and must hold at least 8 public
36 hearings, one of which must be held in the following locations:
Augusta, Bangor, Portland and Presque Isle; and be it further

38 **Sec. 6. Staff assistance. Resolved:** That the commission may
40 request staffing assistance from the Legislative Council; and be
it further

42 **Sec. 7. Reimbursement. Resolved:** That the commission members
44 who are Legislators are entitled to receive the legislative per
diem, as defined in the Maine Revised Statutes, Title 3, section
46 2, for each day's attendance at meetings of the commission. All
members of the commission are entitled to reimbursement for
48 travel and other necessary expenses upon application to the
Legislative Council. The Executive Director of the Legislative
50 Council shall administer the commission's budget; and be it
further

