

MAINE STATE LEGISLATURE

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L.D. 347

DATE: 4-2-97

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**MAJORITY
LABOR**

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**STATE OF MAINE
HOUSE OF REPRESENTATIVES
118TH LEGISLATURE
FIRST REGULAR SESSION**

COMMITTEE AMENDMENT "A" to H.P. 283, L.D. 347, Bill, "An Act to Require Overtime Pay for Employees of Large Agricultural Employers"

Amend the bill by striking out all of sections 1 and 2 and inserting in their place the following:

'Sec. 1. 26 MRSA §664, sub-§3, ¶F, as enacted by PL 1995, c. 305, §1, is amended to read:

F. The canning, processing, preserving, freezing, drying, marketing, storing, packing for shipment or distribution of:

- (1) Agricultural produce;
- (2) Meat and fish products; and
- (3) Perishable foods.

Individuals employed, directly or indirectly, for or at an egg processing facility that has over 300,000 laying birds must be paid overtime in accordance with this subsection.'

Further amend the bill by inserting at the end before the summary the following:

·FISCAL NOTE

The Department of Labor will incur some minor additional costs to enforce the limited scope of this change to the overtime

COMMITTEE AMENDMENT

COMMITTEE AMENDMENT "A" to H.P. 283, L.D. 347

2 pay requirements. These costs can be absorbed by the department
utilizing existing budgeted resources.'

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SUMMARY

8 This amendment changes the original bill to exclude from the
minimum wage provisions individuals employed by agricultural
10 employers with 75 or more employees for 180 or more days per
year. The amendment also requires that individuals employed at
12 an egg processing facility with more than 300,000 laying birds be
paid overtime. Finally, the amendment deletes from the original
14 bill a provision that would have required all hours worked by an
employee to be nonexempt from overtime pay requirements when the
16 employee performs both exempt and nonexempt work within the same
workweek.