

MAINE STATE LEGISLATURE

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R.G.S.

L.D. 1019

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DATE: 4-24-00

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(Filing No. H-1145)

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
119TH LEGISLATURE
SECOND REGULAR SESSION

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HOUSE AMENDMENT "A" to COMMITTEE AMENDMENT "A" to H.P. 729, L.D. 1019, Bill, "An Act to Limit Mandatory Overtime"

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Amend the amendment in section 1 in that part designated "~~S603.~~" in subsection 3 in paragraph E in the last line (page 2, line 18 in amendment) by striking out the following: "or"

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Further amend the amendment in section 1 in that part designated "~~S603.~~" in subsection 3 in paragraph F in the last line (page 2, line 23 in amendment) by striking out the following: "year." and inserting in its place the following: 'year;'

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Further amend the amendment in section 1 in that part designated "~~S603.~~" in subsection 3 by inserting after paragraph F the following:

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'G. A medical intern or resident engaged in a graduate educational program approved by the Accreditation Council on Graduate Medical Education, the American Board of Medical Specialties or the American Osteopathic Association at a health care facility. For purposes of this paragraph, "health care facility" has the same meaning as in Title 22, section 8702, subsection 4; or

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H. An employee who works for an employer who shuts down an operation for annual maintenance or work performed in the construction, rebuilding, maintenance or repair of

H. of S.

HOUSE AMENDMENT "A" to COMMITTEE AMENDMENT "A" to H.P. 729, L.D. 1019

2 production machinery and equipment, including machine
3 start-ups and shutdowns related to such activity. This
4 exception applies to contractors of the employer that are
5 providing services related to the activities in this
6 paragraph. It does not apply to other operations not
7 involved in the work stated in this paragraph.
8 Notwithstanding this paragraph, a worker may not be required
9 to work beyond the limits prescribed in subsection 2 for
10 more than 4 consecutive weeks.'

11 Further amend the amendment by striking out all of section 2
12 and inserting in its place the following:

13 'Sec. 2. **Printing and mailing costs.** Notwithstanding the
14 provisions of the Maine Revised Statutes, Title 26, section 1164,
15 the Commissioner of Labor shall pay the expenses associated with
16 printing and mailing the revised "regulation of employment"
17 poster from the Special Administrative Expense Fund.'

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21 **FISCAL NOTE**

22 This amendment reduces the General Fund cost of the bill by
23 \$12,134 in fiscal year 2000-01.

24 As amended, this bill will require the revision of the
25 regulation of employment poster by the Department of Labor,
26 Bureau of Labor Standards. This bill requires that these costs,
27 estimated to be \$12,134 in fiscal year 2000-01, be paid from the
28 Special Administrative Expense Fund. These costs will be
29 absorbed by the Department of Labor utilizing existing budgeted
30 resources.

34 **SUMMARY**

35 This amendment, which incorporates the substance of Senate
36 Amendment "A" to Committee Amendment "A," adds to the list of
37 employees that are exempt from the overtime limit employees who
38 work during a shut-down operation for annual maintenance. This
39 amendment also removes the appropriation section from the
40 committee amendment and instead requires the cost of the revised
41 poster to be paid for by the Commissioner of Labor from the
42 Special Administrative Expense Fund.

43 SPONSORED BY: 
44 (Representative HATCH)

45 TOWN: Skowhegan