

# MAINE STATE LEGISLATURE

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2 p.c.  
R.M.S.

L.D. 1019

DATE: 3-17-00

(Filing No. H-894)

REPORT C  
LABOR

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Reproduced and distributed under the direction of the Clerk of the House.

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

18  
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COMMITTEE AMENDMENT "B" to H.P. 729, L.D. 1019, Bill, "An Act to Limit Mandatory Overtime"

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Amend the bill by striking out everything after the enacting clause and before the summary and inserting in its place the following:

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'Sec. 1. 26 MRSA §603 is enacted to read:

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§603. Limits on mandatory overtime

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1. Definitions. As used in this section, unless the context otherwise indicates, the following terms have the following meanings.

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A. "Employer" means all private and public employers, including the State and political subdivisions of the State.

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B. "Overtime" means the hours worked in excess of 40 hours in a calendar week.

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2. Limits on mandatory overtime. An employer may not require an employee to work more than 80 hours of overtime in any consecutive 2-week period.

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3. Lower limit by agreement. Employers and employees may agree to limit mandatory overtime to fewer hours than provided for in this section.

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**Sec. 2. Appropriation.** The following funds are appropriated from the General Fund to carry out the purposes of this Act.

**COMMITTEE AMENDMENT**

R. d. S.

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

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2000-01

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**LABOR, DEPARTMENT OF**

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**Regulation and Enforcement**

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All Other

\$12,134

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Provides funds for the costs associated with  
revising the Regulation of Employment  
poster.'

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

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**FISCAL NOTE**

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2000-01

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**APPROPRIATIONS/ALLOCATIONS**

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General Fund

\$12,134

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This bill will require the revision of the Regulation of  
Employment poster by the Department of Labor, Bureau of Labor  
Standards. This bill includes a General Fund appropriation of  
\$12,134 in fiscal year 2000-01 for the Department of Labor for  
printing and mailing costs. If other bills are enacted that also  
require changes to the poster, the cost properly allocated to  
this bill can be reduced.

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The effect of the mandatory overtime limitations on the  
operating costs of state departments and agencies, including the  
Legislature, can not be determined at this time.

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This bill may increase the number of civil cases filed in  
the court system. The additional workload and administrative  
costs associated with the minimal number of new cases filed can  
be absorbed within the budgeted resources of the Judicial  
Department. The collection of additional fines may also increase  
General Fund revenue by minor amounts.

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The additional enforcement costs associated with the  
proposed limits on mandatory overtime can be absorbed by the  
Department of the Attorney General utilizing existing budgeted  
resources.'

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**SUMMARY**

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This amendment is a minority report and replaces the bill. It changes the limit on mandatory overtime to 80 hours in a 2-week period and does not provide exemptions. It also adds a fiscal note and an appropriation section; provides that the law applies to all employers, including the State; and allows agreements to provide a lower limit on mandatory overtime than provided in the bill.

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