

MAINE STATE LEGISLATURE

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119th MAINE LEGISLATURE

FIRST REGULAR SESSION-1999

Legislative Document

No. 1019

H.P. 729

House of Representatives, February 9, 1999

An Act to Limit Mandatory Overtime.

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 HATCH of Skowhegan.
Cosponsored by Senator RUHLIN of Penobscot and
Representatives: CLARK of Millinocket, DUPLESSIE of Westbrook, GOODWIN of
Pembroke, MATTHEWS of Winslow, O'NEAL of Limestone, SAMSON of Jay, SAXL of
Bangor, STANLEY of Medway.

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

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

§603. Limits on mandatory overtime

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

A. "Employee" does not include a person who is a seasonal employee.

B. "Overtime" means the hours worked in excess of 8 hours in a day or the hours worked in excess of 40 hours in a calendar week.

2. Limits on overtime. An employer may not require an employee to work overtime in violation of the following limitations:

A. An employer may not require an employee to work more than 40 overtime hours in any period of 2 calendar weeks; and

B. An employer may not retaliate against an employee who does not consent to work more than 40 overtime hours in any period of 2 calendar weeks.

SUMMARY

This bill prohibits an employer from requiring an employee, except a seasonal employee, to work more than 40 overtime hours in any period of 2 calendar weeks and prevents the employer from retaliating against an employee who does not consent to work those hours.