

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied  
(searchable text may contain some errors and/or omissions)



# 120th MAINE LEGISLATURE

## FIRST REGULAR SESSION-2001

---

Legislative Document

No. 544

H.P. 423

House of Representatives, February 6, 2001

---

**An Act to Eliminate Unnecessary Paperwork for Wage-hour Compliance.**

---

Reference to the Committee on Labor suggested and ordered printed.

*Millicent M. MacFarland*

MILLICENT M. MacFARLAND, Clerk

Presented by Representative TREADWELL of Carmel.  
Cosponsored by Senator DAVIS of Piscataquis and  
Representatives: CRESSEY of Baldwin, DAVIS of Falmouth, MacDOUGALL of North  
Berwick, McKENNEY of Cumberland, STANLEY of Medway, USHER of Westbrook,  
Senator: O'GARA of Cumberland.

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

2  
4       **Sec. 1. 26 MRSA §663, sub-§§14 and 15** are enacted to read:

6       **14. Automobile body shop technician.** "Automobile body shop  
8       technician" means a person who is primarily engaged in the  
10       restoration, body and frame repair and servicing of automobiles  
12       and trucks as an employee of an establishment primarily engaged  
14       in the business of selling automobiles or trucks to the ultimate  
16       purchaser, except when the employee is paid by the employer on an  
18       hourly basis.

20       **15. Automobile service writer.** "Automobile service writer"  
22       means a person who is primarily engaged in receiving and  
24       organizing customer requests for repair, restoration or servicing  
26       of automobiles or trucks as an employee of an establishment  
28       primarily engaged in the business of selling automobiles or  
30       trucks to the ultimate purchaser, except when the employee is  
32       paid by the employer on an hourly basis.

34       **Sec. 2. 26 MRSA §664, sub-§3, ¶A,** as enacted by PL 1995, c.  
36       305, §1, is amended to read:

38       A. Automobile body shop technicians, automobile mechanics,  
40       automobile parts clerks and, automobile salesmen and  
42       automobile service writers as defined in section 663;

### SUMMARY

44       This bill streamlines the paperwork necessary in the  
46       computation of wages for automobile body shop technicians and  
48       automobile service writers who are paid on an incentive basis  
50       rather than an hourly rate. This bill exempts those employees  
52       from overtime compensation.