

MAINE STATE LEGISLATURE

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M
2003

L.D. 1350

DATE: 4-24-03

(Filing No. H-174)

MAJORITY
LABOR

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
121ST LEGISLATURE
FIRST REGULAR SESSION

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COMMITTEE AMENDMENT "A" to H.P. 992, L.D. 1350, Bill, "An
Act To Assist Seasonal Workers with Workers' Compensation"

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Amend the bill by inserting after section 1 the following:

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'Sec. 2. 39-A MRSA §401, sub-§1, ¶C, as amended by PL 2001, c.
235, §2, is further amended to read:

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C. Employers of agricultural or aquacultural laborers, if:

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(3) The employer has 6 or fewer agricultural or
aquacultural laborers or the employer has more than 6
such laborers but the total number of hours worked by
all such laborers in a week does not exceed 240 and has
not exceeded 240 at any time during the 52 weeks
immediately preceding the injury; and

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(4) The employer maintains an employer's liability
insurance policy with total limits of not less than
\$100,000 multiplied by the number of full-time
equivalent agricultural or aquacultural laborers
employed by that employer and medical payment coverage
of not less than \$5,000.

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For purposes of this paragraph, seasonal and casual workers,
immediate family members of unincorporated employers and
immediate family members of bona fide owners of at least 20%

COMMITTEE AMENDMENT

COMMITTEE AMENDMENT "A" to H.P. 992, L.D. 1350

2 of the voting stock of an incorporated employer are not
considered agricultural or aquacultural laborers.
4 "Immediate family members" means parents, spouses, brothers,
sisters and children. "Seasonal" and "casual" have the
6 meanings provided in paragraph B, subparagraph (1).'

8 **SUMMARY**

10 This amendment clarifies that the change to the definition
of "seasonal worker" in the bill for purposes of determining
12 average weekly wages does not affect the definition of seasonal
worker in the provision of law that exempts certain agricultural
14 and aquacultural employers from the workers' compensation laws.

FISCAL NOTE REQUIRED
(See attached)

**121st Maine Legislature
Office of Fiscal and Program Review**

LD 1350

An Act to Assist Seasonal Workers with Workers' Compensation



LR 0660(02)

Fiscal Note for Bill as Amended by Committee Amendment " "

Committee: Labor

Fiscal Note Required: Yes

Fiscal Note

Minor cost increase - All Funds

Fiscal Detail and Notes

The fiscal impact to the State as an employer is expected to be minimal since the State has very few employees in these categories.