

# 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)

DATE: 6-9-03

(Filing No. H-556)

**MINORITY  
LABOR**

2  
4  
6  
8  
10  
12  
14  
16  
18  
20  
22  
24  
26  
28  
30  
32  
34  
36  
38  
40  
42  
44  
46

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

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

COMMITTEE AMENDMENT "B" to H.P. 1206, L.D. 1627, "Resolve, Regarding Legislative Review of Chapter 14: Rules Governing Alternative Methods of Payment of Overtime for Certain Drivers and Drivers Helpers, a Major Substantive Rule of the Department of Labor, Bureau of Labor Standards"

Amend the resolve in section 1 in the last line (page 1, line 28 in L.D.) by striking out the following: "authorized." and inserting in its place the following: 'authorized; and be it further'

Further amend the resolve by inserting after section 1 the following:

**'Sec. 2. Department to request legal opinion. Resolved:** That the Department of Labor shall ask the Attorney General to provide a legal opinion by September 1, 2003 as to the ability of the Department of Labor to take into account hours worked outside the State when determining whether overtime pay is required for work within the State; and be it further

**Sec. 3. Report to labor committee. Resolved:** That the Department of Labor shall meet with the Joint Standing Committee on Labor in September 2003, at the committee's request, to report on the Attorney General's opinion and the department's response to the opinion, including any proposed changes to the rule described in section 1.'

**COMMITTEE AMENDMENT**

RdS.

COMMITTEE AMENDMENT "B" to H.P. 1206, L.D. 1627

**SUMMARY**

2  
4  
6  
8  
10

This amendment is the minority report of the Joint Standing Committee on Labor. The bill, as amended by the amendment, authorizes final adoption of the rule relating to alternative methods of payment for truck drivers and drivers helpers and requires the Department of Labor to seek the Attorney General's opinion, to be provided by September 1, 2003, and to report the results of the opinion and the department's recommendations in response to the opinion to the Joint Standing Committee on Labor.

FISCAL NOTE REQUIRED  
(See attached)

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



**LD 1627**

**Resolve, Regarding Legislative Review of Chapter 14: Rules Governing  
Alternative Methods of Payment of Overtime for Certain Drivers and  
Drivers Helpers, a Major Substantive Rule of the Department of Labor,  
Bureau of Labor Standards**

**LR 2167(03)**

**Fiscal Note for Bill as Amended by Committee Amendment " "**

**Committee: Labor**

**Fiscal Note Required: Yes**

**Minority Report**

---

**Fiscal Note**

Minor cost increase - General Fund

**Fiscal Detail and Notes**

Any additional cost to the Department of Labor, Bureau of Labor Standards can be absorbed utilizing existing budgeted resources.