

MAINE STATE LEGISLATURE

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123rd MAINE LEGISLATURE

FIRST REGULAR SESSION-2007

Legislative Document

No. 1024

S.P. 341

March 6, 2007

An Act To Address Labor Practices with On-call Workers

Reference to the Committee on Labor suggested and ordered printed.

A handwritten signature in cursive script that reads "Joy J. O'Brien".

JOY J. O'BRIEN
Secretary of the Senate

Presented by Senator SCHNEIDER of Penobscot.
Cosponsored by Representative DRISCOLL of Westbrook and
Senator: STRIMLING of Cumberland, Representatives: AUSTIN of Gray, CLARK of
Millinocket, CRESSEY of Cornish, PILON of Saco, THOMAS of Ripley.

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

2 **Sec. 1. 26 MRSA §637** is enacted to read:

3 **§637. On-call workers**

4 If an employer requires a part-time employee to remain on-call and then calls the
5 employee in to work, the employer must pay the employee wages for at least 3 hours of
6 work or travel expenses at the standard mileage rate for business purposes set by the
7 federal Internal Revenue Service. If the employer opts to pay an employee travel
8 expenses under this section, the employer is not exempt from paying the wages of the
9 employee for the time that the employee worked pursuant to this section.

10 **SUMMARY**

11 This bill requires an employer to pay an on-call, part-time employee wages for at
12 least 3 hours of work or travel expenses set at the standard mileage rate for business
13 purposes set by the federal Internal Revenue Service if the employer calls the employee
14 in to work. If the employer opts to pay an employee travel expenses, the employer is not
15 exempt from paying the wages of the employee for the time that the employee worked.