

MAINE STATE LEGISLATURE

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Date: 6/8/07

L.D. 1295

(Filing No. H-476)

Majority
LABOR

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
123RD LEGISLATURE
FIRST REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 913, L.D. 1295, Bill, "An Act To Amend the Labor Laws Regarding Automobile Dealerships"

Amend the bill by inserting after section 1 the following:

'Sec. 2. 26 MRSA §663, sub-§12, as enacted by PL 1985, c. 76, §1, is amended to read:

12. **Automobile mechanic.** "Automobile mechanic" means a person who is primarily engaged in the servicing of automobiles or trucks as an employee of an establishment primarily engaged in the business of selling automobiles or trucks to the ultimate purchaser, as long as the person's annual compensation exceeds 3,000 times the state minimum hourly wage or the annualized rate established by the United States Department of Labor under the federal Fair Labor Standards Act, whichever is higher, except when the employee is paid by the employer on an hourly basis.

Sec. 3. 26 MRSA §663, sub-§13, as enacted by PL 1991, c. 507, §1, is amended to read:

13. **Automobile parts clerk.** "Automobile parts clerk" means a person employed for the purpose of and primarily engaged in requisitioning, stocking and dispensing automobile parts as an employee of an establishment primarily engaged in the business of selling automobiles or trucks to the ultimate purchaser, as long as the person's annual compensation exceeds 3,000 times the state minimum hourly wage or the annualized rate established by the United States Department of Labor under the federal Fair Labor Standards Act, whichever is higher, except when the employee is paid by the employer on an hourly basis.'

Amend the bill in section 2 in subsection 14 in the 5th line (page 1, line 14, in L.D.) by inserting after the following: "purchaser," the following: 'as long as the person's annual compensation exceeds 3,000 times the state minimum hourly wage or the annualized rate established by the United States Department of Labor under the federal Fair Labor Standards Act, whichever is higher.'

COMMITTEE AMENDMENT

R. 013

COMMITTEE AMENDMENT "A" to H.P. 913, L.D. 1295

1 Amend the bill by relettering or renumbering any nonconsecutive Part letter or
2 section number to read consecutively.

3 **SUMMARY**

4 This amendment is the majority report of the Joint Standing Committee on Labor. It
5 adds the qualifying language that a person's annual compensation must exceed 3,000
6 times the state minimum hourly wage to the definitions of "automobile mechanic,"
7 "automobile parts clerk" and "automobile service writer."

8 **FISCAL NOTE REQUIRED**

9 (See attached)



123rd MAINE LEGISLATURE

LD 1295

LR 1793(02)

An Act To Amend the Labor Laws Regarding Automobile Dealerships

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

Committee: Labor

Fiscal Note Required: Yes

Fiscal Note

Minor cost increase - General Fund

Fiscal Detail and Notes

Additional costs to the Bureau of Labor Standards within the Department of Labor associated with revising the minimum wage poster can be absorbed within existing budgeted resources.