

# MAINE STATE LEGISLATURE

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Date: 6/7/17 majority

L.D. 1608  
(Filing No. H-461)

**STATE AND LOCAL GOVERNMENT**

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**STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
128TH LEGISLATURE  
FIRST REGULAR SESSION**

COMMITTEE AMENDMENT "A" to H.P. 1109, L.D. 1608, Bill, "An Act To Support Employment Opportunity in Maine"

Amend the bill by striking out everything after the enacting clause and before the summary and inserting the following:

'Sec. 1. 5 MRSA §7051, sub-§3-A is enacted to read:

3-A. Credit history inquiries; prohibition. The State may not seek to obtain or inquire about the credit history of a prospective employee or require that a prospective employee provide a credit history as a condition of state employment, except when:

A. The position of employment involves a fiduciary responsibility to the State, including, but not limited to, the authority to manage accounts, issue payments, collect debts, transfer money or enter into contracts, when the amount of money or value of assets involved is \$10,000 or more;

B. The position of employment is a law enforcement position; or

C. The State is otherwise required by federal law to obtain a credit history.

For the purposes of this subsection, "state employment" means employment in the legislative, executive or judicial branch of State Government. State employment does not include employment in a quasi-independent state entity or public instrumentality of the State or in a school administrative unit, municipality, county or other political subdivision of the State.'

**SUMMARY**

This amendment is the majority report of the committee. The amendment provides 3 exceptions from the provision in the bill that prohibits the State from seeking to obtain or inquire about the credit history of a prospective employee or require that a prospective employee provide a credit history as a condition of employment when: the position involves a fiduciary responsibility to the State, the position is a law enforcement position or the State is otherwise required by federal law to obtain a credit history. The

**COMMITTEE AMENDMENT**

COMMITTEE AMENDMENT "A" to H.P. 1109, L.D. 1608

1 amendment also clarifies the definition of state employment to include employment in the  
2 legislative, executive or judicial branch of State Government but not include other  
3 governmental or quasi-governmental entities.

**FISCAL NOTE REQUIRED**  
**(See attached)**



Approved: 06/02/17 *MAC*

# 128th MAINE LEGISLATURE

LD 1608

LR 2306(02)

An Act To Support Employment Opportunity in Maine

Fiscal Note for Bill as Amended by Committee Amendment

Committee: State and Local Government

Fiscal Note Required: Yes

*A(H-461)*

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## Fiscal Note

Minor cost increase - General Fund

### Fiscal Detail and Notes

Any additional costs are expected to be minor and can be absorbed within existing budgeted resources