

MAINE STATE LEGISLATURE

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128th MAINE LEGISLATURE

FIRST REGULAR SESSION-2017

Legislative Document

No. 1621

S.P. 571

In Senate, May 24, 2017

An Act To Retain Jobs in Maine

Reference to the Committee on Labor, Commerce, Research and Economic Development suggested and ordered printed.

A handwritten signature in black ink, reading "Heather J.R. Priest".

HEATHER J.R. PRIEST
Secretary of the Senate

Presented by Senator JACKSON of Aroostook.

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

2 **Sec. 1. 26 MRSA §625-B, sub-§6-B** is enacted to read:

3 **6-B. Offer of sale.** The closing of a covered establishment is governed by this
4 subsection.

5 A. A person proposing to close a covered establishment shall make a good faith offer
6 of sale, at fair market value, of the facility and equipment and all inventory,
7 proprietary equipment and software necessary to continue the efficient and successful
8 operation of the covered establishment to an interested employee organization or to a
9 privately owned business entity, government-owned business entity or jointly owned
10 business entity.

11 B. A covered establishment must be listed for sale in accordance with paragraph A
12 for up to one year or until it is purchased, whichever occurs first.

13 C. An employer may not discriminate against an employee regarding the employee's
14 terms and conditions of employment because the employee, acting in good faith,
15 reports to the director information concerning possible violations of this subsection.

16 **SUMMARY**

17 This bill requires that a person proposing to permanently shut down an industrial or
18 commercial facility make an offer of sale, at fair market value, of the facility and
19 equipment to an interested employee organization or to a privately owned business entity,
20 government-owned business entity or jointly owned business entity.