



## **129th MAINE LEGISLATURE**

## FIRST REGULAR SESSION-2019

**Legislative Document** 

No. 1251

H.P. 912

House of Representatives, March 14, 2019

An Act To Make Agricultural Workers and Other Workers Employees under the Wage and Hour Laws

Reference to the Committee on Labor and Housing suggested and ordered printed.

R(+ B. Hunt

ROBERT B. HUNT Clerk

Presented by Representative HARNETT of Gardiner. Cosponsored by President JACKSON of Aroostook and Representatives: BEEBE-CENTER of Rockland, BROOKS of Lewiston, CLOUTIER of Lewiston, DODGE of Belfast, MORALES of South Portland, PLUECKER of Warren, STOVER of Boothbay, SYLVESTER of Portland.

1	Be it enacted by the People of the State of Maine as follows:
2 3	<b>Sec. 1. 26 MRSA §603, sub-§3, ¶D,</b> as amended by PL 2007, c. 640, §1, is further amended to read:
4 5	D. An individual exempt from the definition of employee in section 663, subsection 3, paragraph <del>A,</del> C, F, G, I or J;
6 7	Sec. 2. 26 MRSA §603, sub-§3, ¶F, as enacted by PL 1999, c. 750, §1, is repealed.
8 9	Sec. 3. 26 MRSA §663, sub-§3, ¶A, as amended by PL 1975, c. 717, §5, is repealed.
10 11	Sec. 4. 26 MRSA §664, sub-§3, ¶D, as amended by PL 2003, c. 423, §1 and affected by §5, is further amended to read:
12 13	D. Public employees, except those employed by the executive or judicial branch of the State; <u>and</u>
14 15	Sec. 5. 26 MRSA §664, sub-§3, ¶F, as amended by PL 2017, c. 219, §15, is repealed.
16	SUMMARY
17 18 19 20 21	This bill provides that agricultural employees and seasonal employees are subject to the laws that place limits on mandatory overtime. It also provides that agricultural employees are subject to the laws that set a minimum wage and overtime rate. It provides that the laws that set an overtime rate apply to certain activities related to agricultural produce, meat and fish products and perishable foods.