

# MAINE STATE LEGISLATURE

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Date: 5/16/19

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**STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
129TH LEGISLATURE  
FIRST REGULAR SESSION**

COMMITTEE AMENDMENT "A" to H.P. 954, L.D. 1319, Bill, "An Act To Prohibit Employer Disciplinary Action against Firefighters and Emergency Medical Services Persons Responding to an Emergency"

Amend the bill in section 1 in §809 in subsection 2 in the last 2 lines (page 1, lines 30 to 31 in L.D.) by striking out the following: "~~or if the employee has been designated as essential by the employer pursuant to subsection 6~~" and inserting the following: 'or if the employee has been designated as essential by the employer pursuant to subsection 6'

Amend the bill in section 1 in §809 by striking out all of subsection 6 (page 2, lines 26 to 28 in L.D.) and inserting the following:

**6. Designation as essential.** Upon receiving notice of an employee's firefighter status, an employer may designate the employee essential to the employer's operations when the absence of the employee would cause significant disruption of the employer's business. This designation must be made in writing and signed by both the employee and employer.

**SUMMARY**

This amendment restores the ability of an employer to designate an employee as essential, as removed by the bill, but requires the disruption to the business by the employee's absence to be significant and requires the designation to be in writing and signed by both the employee and employer.

**COMMITTEE AMENDMENT**