

# MAINE STATE LEGISLATURE

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Sak  
ROS

L.D. 1167

Date: 6/2/21

(Filing No. H- 305)

Report A  
LABOR AND HOUSING

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STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
130TH LEGISLATURE  
FIRST SPECIAL SESSION

COMMITTEE AMENDMENT "A" to H.P. 845, L.D. 1167, "An Act Relating to Fair Chance in Employment"

Amend the bill in section 1 in §600-A in subsection 3 in paragraph A in the last line (page 1, line 31 in L.D.) by inserting after the following: "disqualification;" the following: 'or'

Amend the bill in section 1 in §600-A in subsection 3 in paragraph B in the last 2 lines (page 1, lines 35 and 36 in L.D.) by striking out the following: "; or" and inserting the following: ';

Amend the bill in section 1 in §600-A in subsection 3 by striking out all of paragraph C (page 1, lines 37 to 39 in L.D.).

Amend the bill in section 1 in §600-A by striking out all of subsection 4 (page 1, line 40 in L.D.) and inserting the following:

**'4. Opportunity to explain.** If an employer inquires about a prospective employee's criminal history record information, the prospective employee, if eligible for the position under applicable federal or state law or regulation or rule, must be afforded an opportunity to explain the information and the circumstances regarding any convictions, including post-conviction rehabilitation.'

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

SUMMARY

This amendment is the majority report. This amendment removes from the bill an exception for an initial employee application form that allows an employer to inquire about criminal convictions if the employer is required to conduct a criminal history record check by federal or state law or regulation or rule. It also adds language requiring that an applicant have the opportunity to explain criminal history record information if otherwise eligible for the position.

**FISCAL NOTE REQUIRED**  
(See attached)

COMMITTEE AMENDMENT

ROS



Approved: 05/22/21 *MAC*

# 130th MAINE LEGISLATURE

LD 1167

LR 1613(02)

An Act Relating to Fair Chance in Employment

Fiscal Note for Bill as Amended by Committee Amendment "A" (H-305)  
Committee: Labor and Housing  
Fiscal Note Required: Yes

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## Fiscal Note

Minor cost increase - General Fund  
Potential current biennium revenue increase - General Fund

### Fiscal Detail and Notes

Additional costs to the Regulation and Enforcement Program within the Department of Labor to enforce the requirements of this legislation can be absorbed within existing budgeted resources. This legislation may result in a increase in General Fund revenue from the assessment of penalties. The amount can not be determined and will depend on actual experience.