

MAINE STATE LEGISLATURE

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N I N E T I E T H L E G I S L A T U R E

Legislative Document

No. 749

H. P. 1432

House of Representatives, February 11, 1941.

Referred to the Committee on Labor and 750 copies ordered printed.
Sent up for concurrence.

HARVEY R. PEASE, Clerk.

Presented by Mr. Fenlason of Anson.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
FORTY-ONE

AN ACT Relating to Payment of Wages.

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

R. S., c. 54, § 39, amended. Section 39 of chapter 54 of the revised statutes, as amended, is hereby further amended to read as follows:

‘Sec. 39. Payment of wages; state, county, city, and town employees; exceptions; penalty. Every corporation, person, or partnership, engaged in a manufacturing, mechanical, mining, quarrying, mercantile, restaurant, **hotel, summer camp, beauty parlor**, street railway, telegraph, or telephone business; in any of the building trades; upon public works, or in the construction or repair of street railroads, roads, bridges, sewers, gas, water, or electric light works, pipes or lines; every incorporated express company or water company; and every steam railroad company or corporation shall pay weekly each employee engaged in his or its business the wages earned by him to within 8 days of the date of said payment, but any employee, leaving his or her employment, shall be paid in full on the following regular pay-day, provided, that when an employee is discharged he shall be paid the wages due him on demand; and the state, its officers, boards, and commissions shall so pay every mechanic, workman, and laborer who is employed by it or them, and every county and city shall so pay every

employee who is engaged in its business the wages or salary earned by him, unless such mechanic, workman, laborer, or employee requests in writing to be paid in a different manner; and every town shall so pay each employee in its business if so required by him; but an employee who is absent from his regular place of labor at a time fixed for payment shall be paid thereafter on demand. A true record shall be kept showing the date and amount paid to each person engaged in any of the above occupations. There shall also be kept a daily record of the time worked by such person, excepting such employees as are paid a fixed weekly salary regardless of the numbers of hours worked, the same to be accessible at any reasonable hour to any representative of the department of labor and industry. The provisions of this section shall not apply to an employee engaged in cutting and hauling logs and lumber, nor the driving of same until it reaches its place of destination for sale or manufacture; nor to an employee of a cooperative corporation or association if he is a stockholder therein unless he requests such corporation to pay him weekly. No corporation, contractor, person, or partnership shall by a special contract with an employee or by any other means exempt himself or itself from the provisions of this section. Whoever violates any of the provisions of this section shall be punished by a fine of not less than ~~\$10~~ \$25, nor more than \$50. **Payment of fine does not exempt employer from paying employee wages due.'**