

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND THIRTIETH LEGISLATURE

SECOND SPECIAL SESSION
September 29, 2021

SECOND REGULAR SESSION
January 5, 2022 to May 9, 2022

THE GENERAL EFFECTIVE DATE FOR
SECOND SPECIAL SESSION
NON-EMERGENCY LAWS IS
DECEMBER 29, 2021

THE GENERAL EFFECTIVE DATE FOR
SECOND REGULAR SESSION
NON-EMERGENCY LAWS IS
AUGUST 8, 2022

PUBLISHED BY THE REVISOR OF STATUTES
IN ACCORDANCE WITH THE MAINE REVISED STATUTES ANNOTATED,
TITLE 3, SECTION 163-A, SUBSECTION 4.

Augusta, Maine
2022

**CHAPTER 563
H.P. 443 - L.D. 607**

**An Act To Direct the
Department of Labor To
Educate Business and
Nonprofit Communities on
Overtime Laws**

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

Sec. 1. 26 MRSA §673-A is enacted to read:

§673-A. Comprehensive educational campaign regarding overtime laws; annual report

1. Department of Labor to educate businesses on overtime laws. The Department of Labor shall conduct a comprehensive educational campaign to ensure that the State’s business and nonprofit communities fully understand overtime laws that regulate employees in the State. The comprehensive educational campaign must include educational activities as follows.

A. At the request of employers and employer groups, the Department of Labor, Bureau of Labor Standards shall provide targeted training to employers on the requirements of the State’s wage statutes regarding overtime, including a review of the State’s minimum hourly wage as established in section 664, the determination of the salary threshold as described in section 663, subsection 3, paragraph K and the determination for whether an employee is exempt from the overtime provisions of the law as described in department rules.

B. In collaboration with organizations representing the State’s business and nonprofit communities, the Department of Labor, Bureau of Labor Standards shall:

(1) Create and distribute to employers and employer groups compliance toolkits covering the requirements of the State’s wage statutes regarding overtime; and

(2) Offer employers the opportunity to review with bureau staff the employers’ classification of employees regarding eligibility for or exemption from overtime pay.

C. The Department of Labor shall launch a social media campaign focusing on overtime requirements and connecting employers and employees with resources to determine the pertinent salary threshold as described in section 663, subsection 3, paragraph K and whether an employee is eligible for or exempt from overtime provisions of the law.

2. Annual report on overtime laws. The Department of Labor shall report to the joint standing committee of the Legislature having jurisdiction over labor

matters beginning February 15, 2023 and annually thereafter describing the department’s educational activities on overtime laws under subsection 1 and the result of those activities. The report must also include data regarding complaints and violations of overtime laws and the status of the department’s enforcement efforts regarding overtime laws during the previous calendar year.

See title page for effective date.

**CHAPTER 564
H.P. 627 - L.D. 859**

**An Act To Give Municipalities
More Options in Municipal
Elections**

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

Sec. 1. 30-A MRSA §2528, sub-§10, as amended by PL 1997, c. 733, §1, is further amended to read:

10. Election by plurality vote; tie vote. Unless otherwise provided for at a municipal meeting held at least 180 days before the election, the provisions of this subsection apply. Election must be by plurality vote. In the case of a tie vote, the meeting must be adjourned to a day certain, when ballots are again cast for the candidates tied for the office in question, unless all but one tied candidate withdraw from a subsequent election by delivering written notice of withdrawal signed by the candidate and notarized to the municipal offices within the 7-day period following the election. After the 7-day period has expired, the municipal officers shall call a run-off election between the remaining candidates by posting a warrant in the manner required for calling a town meeting. If only one candidate remains, that candidate is declared the winner and sworn into office.

If the meeting is adjourned sine die before a tie vote is resolved or the tie vote is discovered after the meeting adjourns sine die and more than one candidate remains, a new meeting must be called to conduct a run-off election by the method described in this subsection.

See title page for effective date.

**CHAPTER 565
H.P. 1023 - L.D. 1389**

**An Act To Improve Maritime
Education in Maine**

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