

MAINE STATE LEGISLATURE

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**STATE OF MAINE
114TH LEGISLATURE
FIRST REGULAR SESSION**



**BILL SUMMARY
JOINT STANDING COMMITTEE
ON
LABOR**

JULY 1989

MEMBERS

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Sen. Zachary E. Matthews
Sen. R. Peter Whitmore

Rep. Edward A. McHenry *
Rep. Tony J. Tamaro
Rep. Richard P. Ruhlin
Rep. Anne M. Rand
Rep. M. Ida Luther
Rep. Elden McKeen
Rep. Edward L. Pineau
Rep. Gary W. Reed
Rep. Jeffrey H. Butland
Rep. John S. McCormick, Jr.

* Denotes Chair

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HARTLEY PALLESCHI, JR., RES. ASST

ONE HUNDRED AND FOURTEENTH LEGISLATURE
FIRST REGULAR SESSION

JOINT STANDING COMMITTEE
BILL SUMMARIES
AUGUST 1989

This document is a compilation of the bill summaries prepared by this office for the Joint Standing Committees and Joint Select Committees of the Maine Legislature. The summaries are arranged by LD number for each committee.

All Adopted Amendments are listed, by paper number (e.g., H-584 or S-222), together with the sponsor for floor amendments. Final action is listed to the right of the title. If final House and Senate action differ, both are listed. Committee Reports and Floor Action are abbreviated as follows:

OTP	Ought to Pass
OTP-ND	Ought to Pass in New Draft
OTP-ND-NT	Ought to Pass in New Draft, New Title
OTP-A	Ought to Pass as Amended
ONTP	Ought Not to Pass
LVWD	Leave to Withdraw
INDEF PP	Indefinitely Postponed

Each individual summary was prepared by the analyst assigned, as noted for each committee. But, this document was produced by the efforts of all the office staff, including Research Assistant Barbara McGinn, and secretaries: Charlene Brann, and Valarie Parlin, and especially Laurette Knox who coordinated preparation of the overall document.

Please give us your suggestions and comments on these summaries and tell us of any inaccuracies.

LD 715 Resolve, to Establish the Commission to Study the Use of
Professional Strikebreakers

INDEF PP

<u>SPONSOR(S)</u>	<u>COMMITTEE REPORT</u>	<u>AMENDMENTS ADOPTED</u>
MCHENRY	OTP-AM	H-548
PRAY		
MARTIN J		
ESTY		

SUMMARY

LD 715 proposed to create a 6-member commission to study the use of professional strikebreakers and suggest legislation.

Committee Amendment "A" (H-548) added an additional legislative member to the commission and provided that all legislative members would be appointed jointly by the presiding officers.

LD 731 An Act to Amend the Definition of Employer to Include
Governmental Entities

PUBLIC 535

<u>SPONSOR(S)</u>	<u>COMMITTEE REPORT</u>	<u>AMENDMENTS ADOPTED</u>
RAND	OTP-AM	H-143
MCKEEN		
PINEAU		
MCHENRY		

SUMMARY

LD 731 proposed to expand the definition of "employer" as used in the statutes governing employment conditions to include any public employer.

Committee Amendment "A" (H-143) restricted this expanded definition by simply providing that a public employer is required to pay for any physical examination that it requires of an employee or accepted applicant. The amendment also clarified the definition of the term "accepted applicant" and the means by which an employer could pay for the physical examination.

LD 753 An Act to Promote the Prompt and Peaceful Settlement of
Labor Disputes

INDEF PP

<u>SPONSOR(S)</u>	<u>COMMITTEE REPORT</u>	<u>AMENDMENTS ADOPTED</u>
MARTIN J	JT RULE 22	
PINEAU		
ERWIN P		
PRAY		

SUMMARY

LD 753 proposed to prohibit a professional strikebreaker from providing or offering replacement employees to an employer involved in a labor dispute. "Professional strikebreaker" was defined to include any company that had on at least 3 occasions in the previous 5 years provided at least 100 replacement employees to employers involved in labor disputes. Security guards, special maintenance workers and previous employees of the employer were exempt from the prohibition.