MAINE STATE LEGISLATURE

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STATE OF MAINE 114TH LEGISLATURE FIRST REGULAR SESSION



BILL SUMMARY JOINT STANDING COMMITTEE ON LABOR

JULY 1989

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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.

PUBLIC 412

Denials

COMMITTEE REPORT SPONSOR(S) MARTIN J OTP-AM MAJ ONTP ESTY MIN CASHMAN BOUTILIER

SUMMARY

LD 1285 proposed to replace the general rule of construction found in the Workers' Compensation Act and also authorized the Workers' Compensation Commission's Appellate Division to hear appeals filed by either party on factual decisions of an individual commissioner if the decision would result in "manifest error or injustice."

Committee Amendment "A" (H-439) deleted the provisions related to the change in the rule of construction; added a sunset of June 30, 1991, on the new "manifest error or injustice" provision; required the Workers' Compensation Commission to report back to the Labor Committee regarding the effects of the LD; and added a fiscal note.

House Amendment "A" to Committee Amendment "A" (H-540) added an application section providing that the LD will apply only to decisions of a single commissioner issued on or after the bill's effective date.

LD 1388 An Act to Improve Retraining Opportunities for Maine Workers PUBLIC 408

SPONSOR(S)

COMMITTEE REPORT

AMENDMENTS ADOPTED

H-567

AMENDMENTS ADOPTED

H-439

H-540

MAJ REP

MCHENRY

MARTIN J OTP-AM

PINEAU

DUTREMBLE D

ESTY

SUMMARY

LD 1388 proposed to expand eligibility for extended unemployment benefits as a dislocated worker; repealed the sunset on the dislocated worker program; established standards for contracts under the state job training program; and required trainees to receive education on various labor laws.

Committee Amendment "A" (H-567) replaces the expansion of the dislocated worker program with provisions authorizing additional payments for living expenses to persons enrolled in the STAR program; redrafts the job training contract standards and labor law education provisions and adds a fiscal note.

LD 1406 An Act Relating to Compensation for Hearing Losses Under the Workers' Compensation Act

VETOED

SPONSOR(S)

COMMITTEE REPORT

AMENDMENTS ADOPTED

PRIEST

OTP-AM

H-550

MCHENRY CONLEY RAND

LD 1406 proposed to completely overhaul the current hearing-loss provisions of the Workers' Compensation Act.

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Labor

Committee Amendment "A" (H-550) replaced the bill and limited the changes in current law to the following areas:

- 1. The level of 3,000 cycles per second was added to the frequencies at which compensable hearing loss is measured:
- 2. The ANSI background noise standard for audiometric testing was replaced with the OSHA standard;
- 3. Benefits were to be calculated on the basis of the statewide average weekly wage rather than an individual's average weekly wage.

LD 1411 An Act Relating to Payment for Mandatory Overtime Work on Sundays and Holidays

ONTP

SPONSOR(S)

COMMITTEE REPORT

AMENDMENTS ADOPTED

BUSTIN

ONTP

LUTHER

SUMMARY

LD 1411 proposed to require an employer to pay 1 1/2 times an employee's usual hourly rate for work performed on a Sunday.

LD 1451 An Act Concerning Compensation for Sunday Employment

DIED BETWEEN

HOUSES

SPONSOR(S)

COMMITTEE REPORT

AMENDMENTS ADOPTED

MCHENRY

OTP-AM

MAJ

CLARK H

ONTP

MIN

RAND

SUMMARY

LD 1451 proposed to require an employer to pay twice an employee's usual hourly rate for work performed on a Sunday.

Committee Amendment "A" (H-498) restricted the application of the LD to manufacturing employers with over 250 employees and added an appropriation section.

LD 1474 An Act to Establish a Statewide Contract for Teachers

LV/WD

SPONSOR(S)

COMMITTEE REPORT

AMENDMENTS ADOPTED

DUTREMBLE D

LV/WD

MARTIN J

PRAY

SUMMARY

LD 1474 proposed to establish a statewide contract governing the salaries, pension and insurance benefits for all public school teachers. The State would pay for costs incurred under the contract which would be negotiated between a single teachers' union and the state.

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