

MAINE STATE LEGISLATURE

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STATE OF MAINE
114TH LEGISLATURE
SECOND REGULAR SESSION



BILL SUMMARIES
JOINT STANDING COMMITTEE
ON
LABOR
JUNE 1990

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**One Hundred and Fourteenth Legislature
Second Regular Session**

**Joint Standing Committee
Bill Summaries**

June 1990

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. Committee Reports and Floor Action are abbreviated as follows:

OTP
OTP-ND
OTP-ND-NT
OTP-A
ONTP
LVWD
INDEF PP

Ought to Pass
Ought to Pass in New Draft
Ought to Pass in New Draft, New Title
Ought to Pass as Amended
Ought Not to Pass
Leave to Withdraw
Indefinitely Postponed

Each individual summary was prepared by the analyst or analysts assigned to the committee. But, this document was produced by the efforts of all the office staff, including secretaries: Charlene Raymond, 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 2056 **An Act to Limit the Effect of Collateral Estoppel on Unemployment Insurance Decisions** **PUBLIC 691**

SPONSOR(S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
REED WHITMORE PINEAU	OTP-AM	H-778

SUMMARY

LD 2056 prevents the application of the legal doctrine of collateral estoppel to unemployment insurance decisions in any court or administrative action outside of the unemployment context.

Committee Amendment "A" (H-778) made technical drafting corrections to the bill.

LD 2184 **An Act Regarding Written Notice to Employees of Layoff or Termination** **INDEF PP**

SPONSOR(S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
HUSSEY TARDY MCHENRY RUHLIN	OTP-AM	

SUMMARY

LD 2184 proposed to require an employer to provide an employee with written notice of the employee's layoff or discharge.

LD 2220 **An Act Regarding Attorney's Fees in Workers' Compensation Cases** **LV/WD**

SPONSOR(S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
CONLEY	LV/WD	

SUMMARY

LD 2220 proposed to clarify the authority of the Workers' Compensation Commission to regulate the fees received by attorneys representing injured employees for representation under the Workers' Compensation Act.

LD 2230 **An Act to Clarify the Negotiability of Sabbatical Leave Agreements** **PUBLIC 901**

SPONSOR(S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
OLIVER ESTES	OTP-AM	H-981

SUMMARY

LD 2230 amended the public school teacher sabbatical leave law to allow the terms and conditions of

leaves of absence, other than the maximum length of the leave and the number of years of service required before receiving a leave, to be negotiated under the Municipal Employees Labor Relations Act.

Committee amendment "A" (H-981) made technical drafting corrections to the bill.

LD 2279 An Act Concerning the State Minimum Wage

**DIED BETWEEN
BODIES**

SPONSOR(S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
MCHENRY	OTP-AM	MAJ
PRAY	ONTP	MIN
MARTIN J		

SUMMARY

LD 2279 proposed to adjust the state minimum wage annually by a percentage change equal to the prior calendar year's change in the state average weekly wage.

Committee Amendment "A" gave the bill a delayed effective date of April 1, 1991 to coincide with the increase in the federal minimum wage to \$4.25. It moved the date of the annual adjustment from July 1st to the following January 1st and limited the maximum adjustment in any single year to 5%. It also provided for the adjustment to be rounded off to the nearest nickel and increased the "tipping credit" to the level set by federal law. Finally, it provided that no adjustment would be made for one year if the federal minimum wage was increased in excess of the state minimum wage.

LD 2288 An Act to Facilitate Workers' Compensation Payments to Injured Workers

LV/WD

SPONSOR(S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
GAUVREAU	LV/WD	
MARTIN J		
ESTY		
MCHENRY		

SUMMARY

LD 2288 proposed to establish a separate fund within the Workers' Compensation Commission to pay benefits to injured workers when there was no dispute concerning the compensability of the employee's injury but the insurers were petitioning for apportionment of the claim.

LD 2306 An Act to Promote Economic Development

INDEF PP

SPONSOR(S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
PRAY	OTP-AM	MAJ
MARTIN J	ONTP	MIN
CLARK H		

SUMMARY

LD 2306 proposed to require employers in the state, as a condition of receiving any direct economic subsidy from the state, to give a hiring preference to their current employees for any new positions created by that employer.