

# 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	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 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.

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**

<b>SPONSOR(S)</b>	<b>COMMITTEE REPORT</b>	<b>AMENDMENTS ADOPTED</b>
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**

<b>SPONSOR(S)</b>	<b>COMMITTEE REPORT</b>	<b>AMENDMENTS ADOPTED</b>
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**

<b>SPONSOR(S)</b>	<b>COMMITTEE REPORT</b>	<b>AMENDMENTS ADOPTED</b>
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.

Committee Amendment "A" made several changes to the original LD, including the following:

1. Expanding the definition of "direct economic support" to include loans, loan guarantees, tax increment financing arrangements and job or investment tax credits;
2. Extending the application of the LD to include direct economic support from local government entities;
3. Further defined an "employee" to include former employees who left employment within the prior 3 years but who were not discharged for just cause;
4. Required an employer to provide the same type of training to an employee to qualify him for the new position as the employer would provide to any other applicant for the new position;
5. Clarified that the hiring preference under the LD extended for 3 years during the employer's receipt of the support and for 3 years thereafter; and
6. Provided for the Attorney General to enforce the LD.

**LD 2395      An Act Concerning the Dismissal of Employees of a  
Corporation That Has Been the Subject of a Takeover**

**ONTP**

**SPONSOR(S)**  
PRAY  
CLARK H  
MICHAUD

**COMMITTEE REPORT**  
ONTP

**AMENDMENTS ADOPTED**

**SUMMARY**

LD 2395 proposed to prevent a corporation from laying off or dismissing employees within 5 years after a takeover or takeover attempt occurred except when the layoff or dismissal was unrelated to the costs of the takeover or takeover attempt.