

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

**STATE OF MAINE
115TH LEGISLATURE**

**FIRST REGULAR SESSION
AND
FIRST SPECIAL SESSION**

**BILL SUMMARIES
JOINT STANDING COMMITTEE
ON
LABOR**

AUGUST 1991

Staff:
Dyan M. Dyttmer, Legislative Analyst

*Office of Policy and Legal Analysis
Room 101, State House Station 13
Augusta, ME 04333
(207) 289-1670*

MEMBERS:

**Sen. Donald E. Esty, Jr.
Sen. Gerard P. Conley, Jr.
Sen. David L. Carpenter*

**Rep. Edward A. McHenry
Rep. Richard P. Ruhlin
Rep. Anne M. Rand
Rep. Elden McKeen
Rep. Edward L. Pineau
Rep. Vivian St. Onge
Rep. Rosalie H. Aikman
Rep. Peter Hastings
Rep. Richard A. Bennett
Rep. Sumner H. Lipman*

**Denotes Chair*

MARTHA E. FREEMAN, DIRECTOR
WILLIAM T. GLIDDEN, JR., PRINCIPAL ANALYST
ULIE S. JONES, PRINCIPAL ANALYST
DAVID C. ELLIOTT, PRINCIPAL ANALYST
RON CLARK
RYAN M. DYTTER
BRO FLATEBO
DEBORAH C. FRIEDMAN
MICHAEL D. HIGGINS
KANE ORBETON



KAREN L. HRUBY
JILL IPPOLITI
JOHN B. KNOX
PATRICK NORTON
MARGARET J. REINSCH
PAUL J. SAUCIER
HAVEN WHITESIDE
MILA M. DWELLEY, RES. ASST.
ROY W. LENARDSON, RES. ASST.
BRET A. PRESTON, RES. ASST.

STATE OF MAINE
OFFICE OF POLICY AND LEGAL ANALYSIS
ROOM 101/107/135
STATE HOUSE STATION 13
AUGUSTA, MAINE 04333
TEL.: (207) 289-1670

**ONE HUNDRED AND FIFTEENTH LEGISLATURE
FIRST REGULAR SESSION
AND
FIRST SPECIAL SESSION
JOINT STANDING COMMITTEE
BILL SUMMARIES
AUGUST 1991**

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 volume is organized alphabetically by committee; within each committee, the summaries are arranged by LD number. A subject index is provided at the beginning of each committee's summaries.

All adopted amendments are listed, by paper number (e.g., H - 584 or S - 222), together with the sponsor for floor amendments. Final action on each bill is listed to the right of the title. Various types of final action are abbreviated as follows:

PUBLIC XXX	<i>Chapter # of enacted Public Law</i>
P&S XXX	<i>Chapter # of enacted Private & Special Law</i>
RESOLVE XXX	<i>Chapter # of enacted Resolve</i>
CON RES XXX	<i>Chapter # of Constitutional Resolution passed by both Houses</i>
EMERGENCY	<i>Enacted law takes effect sooner than 90 days</i>
CARRIED OVER	<i>Bill carried over to 2nd Session</i>
FAILED EMERGENCY ENACTMENT	<i>Bill failed to get 2/3 vote</i>
ONTP	<i>Ought Not to Pass report accepted</i>
LVWD	<i>Leave to Withdraw report accepted</i>
INDEF PP	<i>Bill Indefinitely Postponed</i>
DIED BETWEEN BODIES	<i>House & Senate disagree; bill died</i>
VETO SUSTAINED	<i>Legislature failed to override Governor's Veto</i>
UNSIGNED	<i>Not signed by Governor within 10 days</i>
DIED ON ADJOURNMENT	<i>Action incomplete when 1st session ended</i>

These summaries were 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.

If you have any suggestions or comments on these summaries, please let us know.

An Act to Encourage Prompt Resolution of Workers' Compensation Cases**ONTP****SPONSOR(S)**LUTHER
MCKEEN
MILLS
DUTREMBLE D**COMMITTEE REPORT**

ONTP

AMENDMENTS ADOPTED**SUMMARY**

This bill established a limit of 135 open workers compensation cases per insurance adjuster. It provided for a penalty of \$1,000 per case for insurers involved in any case above the limit and for Whistleblowers' Protection Act protection for adjusters.

LD 397**An Act to Amend Child Labor Laws****LV/WD****SPONSOR(S)**SMALL
REED G
PINEAU
ESTY**COMMITTEE REPORT**

LV/WD

AMENDMENTS ADOPTED**SUMMARY**

The bill strengthened school officials' authority to issue and monitor work permits based upon the students' attendance and performance in school. The bill also limited students' work hours while school was in session. LD 397 contained the recommendations of the Governor's Advisory Committee on Truancy, Dropout and Alternative Education.

Provisions of the bill were incorporated into an omnibus child labor bill, the new draft of LD 905.

LD 399**An Act to Effect Cost Savings and Ensure Worker Safety by Implementing Sexual Harassment Education and Training in the Workplace****PUBLIC 474****SPONSOR(S)**RAND
AULT
ESTY
CONLEY**COMMITTEE REPORT**

OTP-AM

AMENDMENTS ADOPTED

H-527

SUMMARY

LD 399 required workplace posting, employee notification and, in larger workplaces, training and education for all employees on identifying and correcting sexual harassment in the workplace. The bill also increased the monetary penalties for violations of the Maine Human Rights Act.

Committee Amendment "A" (H-527) made the following changes to the bill:

1. It clarified that civil penal damages awarded pursuant to the Maine Human Rights Act may be awarded to the victim of unlawful discrimination if the victim pursues a private right of action and that increased damages may be awarded only in the case of a 2nd, 3rd or subsequent order against the respondent arising under the same subchapter of the Maine Human Rights Act;