

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

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*

Staff:

Dyan M. Dyttmer, Legislative Analyst

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

**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.

2. It required the filing of appeals to Superior Court for the review of prohibited practice decisions and unit decisions within 15 days of the issuance date; and
3. It clarified that the appellate procedures of the Maine Revised Statutes, Title 26, section 972, do not apply to grievance arbitrations as well as interest arbitrations.

LD 1327

An Act to Create a Duty of Fair Representation under the University of Maine System Labor Relations Act

PUBLIC 166

SPONSOR(S) GILL BOST HASTINGS	COMMITTEE REPORT OTP	AMENDMENTS ADOPTED
--	-------------------------	--------------------

SUMMARY

Three of the 4 public sector labor relations laws impose a duty of fair representation on the bargaining agent of a unit, without regard to union membership of the employees in that unit. This bill amended the University of Maine System labor relations law to include a duty of fair representation provision.

LD 1328

An Act to Clarify the Provisional Payments Provision of the Workers' Compensation Laws Regarding Disability and Medical Payments

ONTP

SPONSOR(S) CONLEY GAUVREAU MCKEEN RAND	COMMITTEE REPORT ONTP	AMENDMENTS ADOPTED
--	--------------------------	--------------------

SUMMARY

This bill expanded the law prohibiting delays in payment of or refusal to pay disability and medical benefits because of the filing of a workers' compensation claim. It authorized the Workers' Compensation Commission, upon application of any interested person, to issue a binding order for payment and repayment of such benefits.

LD 1329

An Act Concerning Salary Provisions for Automotive Industry Personnel

PUBLIC 507

SPONSOR(S) BALDACCI	COMMITTEE REPORT OTP-AM	AMENDMENTS ADOPTED S-354
------------------------	----------------------------	-----------------------------

SUMMARY

This bill conformed provisions of state minimum wage law to those of federal law with respect to individuals employed in automobile parts departments.

Committee Amendment "A" (S-354) replaced the original bill and provided that the overtime provisions of the state minimum wage law are not applicable to automobile parts clerks who are employed by businesses selling vehicles to the ultimate purchaser and who are not paid on an hourly basis.