

# MAINE STATE LEGISLATURE

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STATE OF MAINE  
125<sup>TH</sup> LEGISLATURE  
SECOND REGULAR SESSION



Summaries of bills, adopted amendments and laws enacted or finally passed

**JOINT STANDING COMMITTEE ON LABOR, COMMERCE,  
RESEARCH AND ECONOMIC DEVELOPMENT**

June 2012

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# STATE OF MAINE

125<sup>TH</sup> LEGISLATURE  
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## LEGISLATIVE DIGEST OF BILL SUMMARIES AND ENACTED LAWS

This *Legislative Digest of Bill Summaries and Enacted Laws* summarizes all LDs and adopted amendments and all laws enacted or finally passed during the Second Regular Session of the 125<sup>th</sup> Maine Legislature.

The *Digest* is arranged alphabetically by committee and within each committee by Legislative Document (LD) number. The committee report(s), prime sponsor and lead co-sponsor(s), if designated, are listed below each LD title. All adopted amendments are summarized and listed by paper number. A subject index is included with each committee. The appendices include a summary of relevant session statistics, an index of all bills by LD number and an index of enacted laws by law type and chapter number.

Final action on each LD is noted to the right of the LD title. The following describes the various final actions.

<i>CARRIED OVER</i> .....	<i>carried over to a subsequent session of the Legislature</i>
<i>CON RES XXX</i> .....	<i>chapter # of constitutional resolution passed by both houses</i>
<i>CONF CMTE UNABLE TO AGREE</i> .....	<i>Committee of Conference unable to agree; legislation died</i>
<i>DIED BETWEEN HOUSES</i> .....	<i>House &amp; Senate disagreed; legislation died</i>
<i>DIED IN CONCURRENCE</i> .....	<i>defeated in each house, but on different motions; legislation died</i>
<i>DIED ON ADJOURNMENT</i> .....	<i>action incomplete when session ended; legislation died</i>
<i>EMERGENCY</i> .....	<i>enacted law takes effect sooner than 90 days after session adjournment</i>
<i>FAILED, EMERGENCY ENACTMENT or FINAL PASSAGE</i> .....	<i>emergency failed to receive required 2/3 vote</i>
<i>FAILED, ENACTMENT or FINAL PASSAGE</i> .....	<i>failed to receive final majority vote</i>
<i>FAILED, MANDATE ENACTMENT</i> .....	<i>legislation proposing local mandate failed required 2/3 vote</i>
<i>HELD BY GOVERNOR</i> .....	<i>Governor has not signed; final disposition to be determined at subsequent session</i>
<i>LEAVE TO WITHDRAW</i> .....	<i>sponsor's request to withdraw legislation granted</i>
<i>NOT PROPERLY BEFORE THE BODY</i> .....	<i>ruled out of order by the presiding officer; legislation died</i>
<i>INDEF PP</i> .....	<i>indefinitely postponed; legislation died</i>
<i>ONTP, ACCEPTED, MAJORITY, MINORITY or REPORT X</i> ...	<i>ought-not-to-pass report accepted; legislation died</i>
<i>P&amp;S XXX</i> .....	<i>chapter # of enacted private &amp; special law</i>
<i>PUBLIC XXX</i> .....	<i>chapter # of enacted public Law</i>
<i>RESOLVE XXX</i> .....	<i>chapter # of finally passed resolve</i>
<i>VETO SUSTAINED</i> .....	<i>Legislature failed to override Governor's veto</i>

The effective date for non-emergency legislation enacted in the Second Regular Session of the 125<sup>th</sup> Legislature is Thursday, August 30, 2012. The effective date for legislation enacted as an emergency measure may be found in the enacted law summary for that legislation.

**LD 1383**

**An Act To Promote a Qualified Logging Workforce and Ensure an Adequate Wood Supply for Maine Mills**

**PUBLIC 620**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
SAVIELLO	OTP-AM	S-509

This bill was carried over from the First Regular Session of the 125th Legislature.

Section 1 of the bill amends or repeals all of Title 26, section 872, "Notification regarding foreign laborers in logging occupations" except the definition of "Bond worker."

Section 2 of the bill amends Title 26, section 873, "Recruitment for logging occupations."

Section 3 of the bill repeals the Foreign Labor Certification Process Fund.

Section 4 of the bill gives an agricultural laborer who is an alien the right to collect Maine unemployment if there is an agreement between Canada and the U.S.

**Committee Amendment "A" (S-509)**

This amendment strikes the bill and changes the title of the bill from "An Act To Improve the Process by Which Logging Contractors Hire Legal Foreign Workers" to "An Act To Promote a Qualified Logging Workforce and Ensure an Adequate Wood Supply for Maine Mills." It clarifies the proof of ownership of equipment and notification requirements for bonded labor in the logging industry. The amendment specifies the timeline and the amount of fines that the Maine Department of Labor can assess for failure to provide proof of ownership and for failure of notification of certification from the U.S. Department of Labor to hire a bond worker.

The amendment eliminates the forest products recruitment clearinghouse and Foreign Labor Certification Process Fund. It establishes the Maine Department of Labor's role in recruitment efforts in collaboration with representatives from the forest industry and with the Maine Department of Education. It also creates a logging industry advisory group.

**Enacted Law Summary**

Public Law 2011, chapter 620 clarifies the proof of ownership of equipment and notification requirements for bonded labor in the logging industry. The amendment specifies the timeline and the amount of fines that the Maine Department of Labor can assess for failure to provide proof of ownership and for failure of notification of certification from the U.S. Department of Labor to hire a bond worker.

Public Law 2011, chapter 620 eliminates the forest products recruitment clearinghouse and Foreign Labor Certification Process Fund. It establishes the Maine Department of Labor's role in recruitment efforts in collaboration with representatives from the forest industry and with the Maine Department of Education. It also creates a logging industry advisory group.