

# MAINE STATE LEGISLATURE

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STATE OF MAINE  
126<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**

May 2014

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**STATE OF MAINE**  
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**LEGISLATIVE DIGEST OF BILL SUMMARIES AND**  
**ENACTED LAWS**

The *Digest* is arranged 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.

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

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

The effective date for non-emergency legislation enacted in the Second Regular Session of the 126<sup>th</sup> Legislature is August 1, 2014. The effective date for legislation enacted as an emergency measure may be found in the enacted law summary for that legislation.

# *Joint Standing Committee on Labor, Commerce, Research and Economic Development*

Department of Health and Human Services and the Department of Labor to work together to adopt rules to establish the model policy by July 1, 2015.

## **Committee Amendment "A" (S-440)**

This amendment changes the bill by creating a task force to develop a statewide drug-free workplace model policy. The model policy developed by the task force must be established by the Commissioner of Labor by major substantive rule by July 1, 2015, with the Department of Labor and the Department of Health and Human Services subsequently permitted to jointly adopt further routine technical rules.

**LD 1677**

## **An Act To Make Minor Technical Changes to the Laws Governing the Department of Labor**

**PUBLIC 467**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
VOLK PATRICK	OTP	

This bill makes minor technical corrections and clarifications to the statutes that govern the Department of Labor, including:

1. Correcting a reference to workers' compensation payments made to employees;
2. Updating the law to reflect the current disposition of federal funds received pursuant to the federal Wagner-Peyser Act;
3. Correcting references to entities within the department that were abolished or merged into another entity;
4. Correcting a conflict in the law created when two public laws amended the same section of law in different ways;
5. Renaming a standing committee of the State Workforce Investment Board the Commission on Disability and Employment;
6. Removing language specifying the appointment process and terms for members of the Program Policy Committee, a standing committee of the State Workforce Investment Board; and
7. Allowing all standing committees of the State Workforce Investment Board to receive funds and other things of value to allow the standing committees to carry out the purposes of the State Workforce Investment Board.

### **Enacted Law Summary**

Public Law 2013, chapter 467 makes minor technical corrections and clarifications to the statutes that govern the Department of Labor, including:

1. Correcting a reference to workers' compensation payments made to employees;
2. Updating the law to reflect the current disposition of federal funds received pursuant to the federal Wagner-Peyser Act;
3. Correcting references to entities within the department that were abolished or merged into another entity;
4. Correcting a conflict in the law created when two public laws amended the same section of law in different ways;
5. Renaming a standing committee of the State Workforce Investment Board the Commission on Disability and

**Joint Standing Committee on Labor, Commerce, Research and Economic Development**

Employment;

- 6. Removing language specifying the appointment process and terms for members of the Program Policy Committee, a standing committee of the State Workforce Investment Board; and
- 7. Allowing all standing committees of the State Workforce Investment Board to receive funds and other things of value to allow the standing committees to carry out the purposes of the State Workforce Investment Board.

**LD 1698      An Act To Streamline the Work Permitting Process for Minors and To Conform Allowable Places That Minors May Work to Federal Law      Died Between Houses**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
LOCKMAN CUSHING	ONTP OTP	

Current law requires that a minor start the work permitting process through the superintendent of schools of the school administrative unit in which the minor resides regardless of whether school is in session. This bill would allow a minor less than 16 years of age to obtain a work permit directly from the Department of Labor, Bureau of Labor Standards when school is not in session. The bill clarifies the roles and responsibilities of the superintendent of the school administrative unit and of the bureau as they relate to the work permitting process. The bill specifies that the bureau may issue a permit for a student who is attending summer school only after receiving certification from the superintendent that the student is enrolled in summer school, not truant, not under suspension and passing a majority of courses during the current grading period. The bill specifies that when school is not in session the bureau may issue a permit for a student only after receiving satisfactory evidence of the minor's age. The bill also authorizes the bureau to revoke a permit when there is reason to believe the permit should be revoked. Finally, the bill allows a minor less than 16 years of age to work in a bowling alley or theater, which conforms to federal law, and repeals the language dealing with triplicate permits and a master permit system.

**LD 1700      Resolve, Regarding Legislative Review of Chapter 13: Fees for Boxing Events and Authorized Participants, a Major Substantive Rule of the Combat Sports Authority of Maine      RESOLVE 90 EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
	OTP	

This resolve provides for legislative review of Chapter 13: Fees for Boxing Events and Authorized Participants, a major substantive rule of the Combat Sports Authority of Maine.

**Enacted Law Summary**

Resolve 2013, chapter 90 provides for legislative review of Chapter 13: Fees for Boxing Events and Authorized Participants, a major substantive rule of the Combat Sports Authority of Maine.

Resolve 2013, chapter 90 was finally passed as an emergency measure effective March 12, 2014.