

PLEASE NOTE: Legislative Information **cannot** perform research, provide legal advice, or interpret Maine law. For legal assistance, please contact a qualified attorney.

Amend the bill by inserting after section 1 the following:

**‘Sec. 2. 26 MRSA §663, sub-§12,** as enacted by PL 1985, c. 76, §1, is amended to read:

**12. Automobile mechanic.** "Automobile mechanic" means a person who is primarily engaged in the servicing of automobiles or trucks as an employee of an establishment primarily engaged in the business of selling automobiles or trucks to the ultimate purchaser, as long as the person's annual compensation exceeds 4,000 times the state minimum hourly wage or the annualized rate established by the United States Department of Labor under the federal Fair Labor Standards Act, whichever is higher, except when the employee is paid by the employer on an hourly basis.

**Sec. 3. 26 MRSA §663, sub-§13,** as enacted by PL 1991, c. 507, §1, is amended to read:

**13. Automobile parts clerk.** "Automobile parts clerk" means a person employed for the purpose of and primarily engaged in requisitioning, stocking and dispensing automobile parts as an employee of an establishment primarily engaged in the business of selling automobiles or trucks to the ultimate purchaser, as long as the person's annual compensation exceeds 4,000 times the state minimum hourly wage or the annualized rate established by the United States Department of Labor under the federal Fair Labor Standards Act, whichever is higher, except when the employee is paid by the employer on an hourly basis.’

Amend the bill in section 2 in subsection 14 in the 5th line (page 1, line 14, in L.D.) by inserting after the following: "purchaser," the following: 'as long as the person's annual compensation exceeds 4,000 times the state minimum hourly wage or the annualized rate established by the United States Department of Labor under the federal Fair Labor Standards Act, whichever is higher,'

Amend the bill by relettering or renumbering any nonconsecutive Part letter or section number to read consecutively.

## SUMMARY

This amendment is the minority report of the Joint Standing Committee on Labor. It adds the qualifying language that a person's annual compensation must exceed 4,000 times the state minimum hourly wage to the definitions of "automobile mechanic," "automobile parts clerk" and "automobile service writer."

**FISCAL NOTE REQUIRED**  
(See attached)