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LABOR

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**STATE OF MAINE
HOUSE OF REPRESENTATIVES
132ND LEGISLATURE
SECOND REGULAR SESSION**

COMMITTEE AMENDMENT “ ” to H.P. 1348, L.D. 2018, “An Act to Amend the Requirements Governing Self-insurance Plans in the Paid Family and Medical Leave Benefits Program”

Amend the bill by striking out all of section 1 and inserting the following:

'Sec. 1. 26 MRSA §850-H, sub-§2, ¶A, as enacted by PL 2023, c. 412, Pt. AAA, §7, is repealed and the following enacted in its place:

A. If the private plan is in the form of self-insurance:

(1) The employer must furnish a bond to the State with a surety company authorized to transact business in the State, in the form, amount and manner required by the department;

(2) The department may not allow the pooling of risk among multiple employers; and

(3) The department shall allow multiple employers to share the cost of legal, accounting and 3rd-party administrator expenses as long as the arrangements do not result in pooling of risk;'

Amend the bill in section 4 in paragraph G in the first 2 lines (page 1, lines 19 and 20 in L.D.) by striking out the following: "financial resources or administration"

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

SUMMARY

This amendment amends the bill. Like the bill, the amendment specifies that, under the law governing paid family and medical leave, the Department of Labor, with respect to a private plan in the form of self-insurance, may not allow the pooling of risk among multiple employers. The amendment amends the bill to require that the department, with respect to a private plan in the form of self-insurance, must allow multiple employers to

COMMITTEE AMENDMENT

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1 share the costs of legal, accounting and 3rd-party administrator expenses as long as the
2 arrangements do not result in pooling of risk.

3

FISCAL NOTE REQUIRED

4

(See attached)