



# 130th MAINE LEGISLATURE

LD 610

LR 965(04)

## An Act To Amend the Laws Governing Employer Recovery of Overcompensation Paid to an Employee

**Fiscal Note for Bill as Engrossed with:**

**No Amendments**

**Committee: Labor and Housing**

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### Fiscal Note

Potential current biennium cost increase - All funds

#### Fiscal Detail and Notes

Reducing the maximum amount an employer may withhold from an employee's pay to recover overcompensation from 10% to 5% and prohibiting an employer from recovering more than the amount of overcompensation paid to an employee due to an error by the employer in the 3 years preceding the discovery of the overcompensation may mean recovery in some cases is never accomplished, increasing costs to all employers. It is not possible to estimate the amounts of future overcompensation that may never be recovered by state departments and agencies because of this bill.

Additional costs for the Regulation and Enforcement program within the Department of Labor associated with enforcing the limitation on the recovery of overcompensation paid to an employee in error are assumed to be absorbed within existing budgeted resources.