An Act To Make Agricultural Workers and Other Workers Employees under the Wage and Hour Laws

Reference to the Committee on Labor and Housing suggested and ordered printed.

Presented by Representative HARNETT of Gardiner.
Cosponsored by Senator MIRAMANT of Knox and
Representatives: GERE of Kennebunkport, GRAMLICH of Old Orchard Beach, Osher of Orono, TALBOT ROSS of Portland, Senator: CARNEY of Cumberland.
Be it enacted by the People of the State of Maine as follows:

Sec. 1. 26 MRSA §603, sub-§3, ¶D, as amended by PL 2007, c. 640, §1, is further amended to read:

D. An individual exempt from the definition of employee in section 663, subsection 3, paragraph A, C, F, G, I or J;

Sec. 2. 26 MRSA §603, sub-§3, ¶F, as enacted by PL 1999, c. 750, §1, is repealed.

Sec. 3. 26 MRSA §663, sub-§3, ¶A, as amended by PL 1975, c. 717, §5, is repealed.

Sec. 4. 26 MRSA §664, sub-§3, ¶F, as amended by PL 2019, c. 387, §1, is repealed.

SUMMARY

This bill provides that agricultural employees and seasonal employees are subject to the laws that place limits on mandatory overtime. It also provides that agricultural employees are subject to the laws that set a minimum wage and overtime rate. It provides that the laws that set an overtime rate apply to certain activities related to agricultural produce, meat and fish products and perishable foods.