

STATE OF MAINE

—  
IN THE YEAR OF OUR LORD  
TWO THOUSAND TWENTY-ONE

—  
H.P. 345 - L.D. 469

**An Act To Ensure Safety across Maine's Construction Industry**

Be it enacted by the People of the State of Maine as follows:

**Sec. 1. 26 MRSA §1304, sub-§3-A** is enacted to read:

**3-A. Craft worker.** "Craft worker" means a person who is engaged in a construction trade that is eligible for coverage under a wage determination under this chapter.

**Sec. 2. 26 MRSA §1304, sub-§10** is enacted to read:

**10. Trade.** "Trade" means a construction work activity engaged in by a craft worker.

**Sec. 3. 26 MRSA §1312, sub-§1**, as amended by PL 2011, c. 403, §2, is further amended to read:

**1. Violation by contractor or subcontractor.** Except as provided in section 1308, subsection 1-A, any contractor or subcontractor who willfully and knowingly violates sections 1304 to 1313 and 1317 is subject to a forfeiture of not less than \$250.

**Sec. 4. 26 MRSA §1317** is enacted to read:

**§1317. Construction safety training requirements for craft workers**

A contractor or subcontractor employing craft workers in the construction of public works shall require mandatory safety training for all craft workers in accordance with the requirements of this section.

**1. Mandatory safety training.** A contractor or subcontractor employing craft workers in the construction of public works shall require that all craft workers on the construction work site have completed a construction safety training program that uses a curriculum approved by the United States Department of Labor, Occupational Safety and Health Administration and is at least 10 hours in duration.

**2. Proof of compliance.** A contractor or subcontractor shall complete and submit monthly to the public authority that let the contract a signed statement of compliance that each craft worker has completed the training required in subsection 1.

**3. Posting of affidavit on job site.** A contractor or subcontractor shall post in a conspicuous location at each job site a signed affidavit that the contractor or subcontractor has met the requirements of this section.

**4. Rules.** The Commissioner of Labor may adopt rules to implement this section. Rules adopted pursuant to this subsection are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

**Sec. 5. Legislative intent regarding compliance and enforcement.** It is the intent of the Legislature that the Department of Administrative and Financial Services, Bureau of General Services and the Department of Transportation comply with the construction safety training requirements for craft workers as specified in the Maine Revised Statutes, Title 26, section 1317 and that the Department of Labor enforce the provisions of Title 26, section 1317 within existing resources.