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**LABOR AND HOUSING**

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**STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
129TH LEGISLATURE  
SECOND REGULAR SESSION**

COMMITTEE AMENDMENT “ ” to H.P. 364, L.D. 507, Bill, “An Act To Amend the Laws Governing Employer Recovery of Overcompensation Paid to an Employee”

Amend the bill in section 1 in §635 in subsection 1 by inserting after paragraph A the following:

'A-1. "Employer" means a person in this State that employs individuals and includes the State and political subdivisions of the State. "Employer" includes a person acting in the interest of an employer directly or indirectly.'

Amend the bill in section 1 in §635 in subsection 1 by striking out all of paragraph B (page 1, lines 9 to 14 in L.D.) and inserting the following:

'B. "Overcompensation" means any compensation paid to an employee that is greater than that to which the employee is entitled under the compensation system established by the employer, but does not include fringe benefits, paid leave, awards, bonuses, settlements or insurance proceeds in respect to or in lieu of compensation, expense reimbursements, commissions or draws or advances against compensation.'

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

**SUMMARY**

This amendment amends the definition of "overcompensation" to exclude compensation in the form of paid leave. It also provides a definition of "employer."

**COMMITTEE AMENDMENT**