

# MAINE STATE LEGISLATURE

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STATE OF MAINE  
SENATE  
108TH LEGISLATURE  
FIRST REGULAR SESSION

(Filing No. S-314)

COMMITTEE AMENDMENT "A " to S.P. 192, L.D. 589, Bill,  
"AN ACT Relating to Residency Requirements of Municipal  
Employees."

Amend the Bill by striking out everything after the  
enacting clause and inserting in its place the following:

'Sec. 1. 20 MRSA §863 is enacted to read:

§863. Residency requirement; collective bargaining

If an administrative unit engages in collective bargaining  
as required in Title 26, then it shall not enact any ordinance  
which requires employees to reside within the boundaries  
of the unit as a condition for employment. A collective  
bargaining agreement may, however, include a residency  
requirement for persons not yet employed at the time the  
agreement becomes effective. If an administrative unit does  
not engage in collective bargaining as required in Title 26,  
then any ordinance it enacts which requires employees to  
reside within the boundaries of the unit shall not apply to  
persons already employees at the time the regulation becomes  
effective.

Sec. 2. 30 MRSA §2152-A is enacted to read:

§2152-A. Residency requirement; collective bargaining

If a municipality engages in collective bargaining as  
required in Title 26, then it shall not enact any ordinance  
which requires employees to reside within the boundaries

of the municipality as a condition for employment. A collective bargaining agreement may, however, include a residency requirement for persons not yet employed at the time the agreement becomes effective. If a municipality does not engage in collective bargaining as required in Title 26, then any ordinance it enacts which requires employees to reside within the boundaries of the municipality shall not apply to persons already employees at the time the regulation becomes effective.'

Statement of Fact

The purposes of this amendment are to:

1. Prevent municipalities or school administrative units, if they engage in collective bargaining, from enacting an ordinance or regulation that requires employees to live within the boundaries of the municipality or unit; and
2. To require the municipalities or school administrative units which do not engage in collective bargaining and which do pass a residency requirement for their employees, that this requirement apply only to future, not present, employees.

Reported by the Committee on Labor.

Reproduced and distributed pursuant to Senate Rule 11-A.

June 22, 1977

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