

MAINE STATE LEGISLATURE

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FIRST REGULAR SESSION

ONE HUNDRED AND NINTH LEGISLATURE

Legislative Document

No. 493

H. P. 378

House of Representatives, February 9, 1979

Referred to the Committee on Labor. Sent up for concurrence and ordered printed.

EDWIN H. PERT, Clerk

Presented by Mr. Michael of Auburn.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-NINE

AN ACT to Correct Inequalities in the State Employees Labor Relations Act.

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

Sec. 1. 26 MRSA § 979-C, sub-§ 3, as enacted by PL 1973, c. 774, is amended to read:

3. Violations. Violations of this section shall be processed by the board in the manner provided in section 979-H 968, subsection 5.

Sec. 2. 26 MRSA § 979-C, sub-§ 4, is enacted to read:

4. Negotiation of union security. Nothing in this chapter shall be interpreted to prohibit the negotiation of union security, excepting closed shop.

Sec. 3. 26 MRSA § 979-D, sub-§ 1, ¶ E, sub-¶ (1), 2nd and 3rd sentences, as enacted by PL 1973, c. 774, are amended to read:

~~All matters relating to the relationship between the employer and employees shall be the subject of collective bargaining, except those matters which are prescribed or controlled by public law. Such matters appropriate for collective bargaining to the extent they are not prescribed or controlled by public law include but are not limited to:~~

Sec. 4. 26 MRSA § 979-D, sub-§ 4, ¶ D, as enacted by PL 1973, c. 774, is amended to read:

~~D. With respect to controversies over salaries, pensions and insurance, the arbitrator will recommend terms of settlement and may make findings of fact. Such recommendations and findings shall be advisory and shall not be binding upon the parties.~~ The determination by the arbitrator on all other issues shall be final and binding on the parties.

STATEMENT OF FACT

This bill will allow the negotiation of union security, clarify the areas open to collective bargaining and provide a means of final impasse resolutions.