

MAINE STATE LEGISLATURE

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3.
D O E R.

L.D.1151

STATE OF MAINE
SENATE (Filing No. S-173)
109TH LEGISLATURE
FIRST REGULAR SESSION

COMMITTEE AMENDMENT "B " to S.P. 371, L.D. 1151, Bill, "AN ACT Pertaining to Employment Status of Unclassified Policy-making Positions."

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

'Sec. 1.
/5 MRSA §711, sub-§2, ¶B, sub-¶¶(1) and (2), as repealed
and replaced by PL 1977, c. 674, §6, are amended to read:

(1) Retain his appointment subject to the Personnel Law until ~~January-17-1983~~ July 1, 1980; or

(2) If the incumbent is appointed for a term, retain the position until the earlier of either the expiration of the term or ~~January-17-1983~~ July 1, 1980.

Sec. 2. Transition provision. Any incumbent of a position or person on leave of absence from a position, who pursuant to 1980 and before January 1, 1983, this Act loses his appointment after June 30, shall be entitled to appointment to a similar position in the classified service. The Commissioner of Finance and Administration, with the approval of the Governor and the full cooperation of all state employing authorities, shall identify the most comparable position in the classified service that is vacant on at the time of/ and for which the person is qualified. The appointing authority for that

position shall offer appointment to the position to the affected person, who shall be appointed to that position subject to the Personnel Law, < -----> if he accepts the offer.'

Statement of Fact

Public law 1978, chapter 674, unclassified several positions in State Government, but permitted the incumbents of those positions to retain their classified status, i.e., to be "grandfathered" until the earlier of either January 1, 1983, or the expiration of term of appointment, if they were appointed for a term.

The purposes of this amendment are to:

1. Reduce the grandfathering period from January 1, 1983, to July 1, 1980; and
2. Require that any person who loses his job due to this change be offered employment in the most comparable position in the classified service that is vacant on July 1, 1980, and for which the person is qualified.

Reported by the Committee on State Government.

Reproduced and distributed pursuant to Senate Rule 11-A.

May 10, 1979

(Filing No. S-173)