MAINE STATE LEGISLATURE

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
115TH LEGISLATURE
FIRST REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 872, L.D. 1258, Bill, "An
Act to Provide for Equal Opportunity within the Maine Turnpike
Authority"

Amend the bill by striking out everything after the enacting
clause and before the statement of fact and inserting in its
place the following:

'Sec. 1. 23 MRSA §1966, sub-§2, as enacted by PL 1981, c. 595,
§3, is amended to read:

2. Contracts for construction or reconstruction. All
contracts and agreements relating to the construction or
reconstruction of the turnpike and the construction or
reconstruction of connecting tunnels and bridges, overpasses,
derunderpasses, interchanges and toll facilities must be approved by
the Department of Transportation and the turnpike and connecting
tunnels and bridges, overpasses, underpasses, interchanges and
barriers must be constructed or reconstructed under the
supervision of the department.

Contractors and subcontractors on all authority construction and
reconstruction projects must be equal opportunity employers and, in
connection with contracts in excess of $250,000, also pursue
in good faith affirmative action programs designed to remedy
underrepresentation of minorities, women and persons with
disabilities. The authority may by rule provide for the
enforcement of this requirement. To the extent practical, the
authority may use program and technical information developed by
and available through the Department of Transportation to carry
out this subsection.'

'Sec. 2. 23 MRSA §1966, sub-§5 is enacted to read:'
5. Fair practices; affirmative action. The authority is subject to and shall comply with Title 5, chapter 65."

STATEMENT OF FACT

This amendment requires that the Maine Turnpike Authority comply with fair practices and affirmative action laws and that certain contractors and subcontractors on authority construction and reconstruction projects pursue affirmative action programs in their employment practices, consistent with equal protection considerations.