

MAINE STATE LEGISLATURE

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OFFICE OF
THE GOVERNOR

NO. _____
DATE _____

17 FY 04/05
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June 21, 2004

AN ORDER REGARDING STATE OF MAINE CONTRACTS FOR SERVICES

WHEREAS, the State of Maine has a responsibility and goal to respect and protect the diversity and human dignity of all people; and

WHEREAS, the Baldacci Administration endorsed the State of Maine Equal Employment Opportunity/Affirmative Action Policy Statement and the Policy Statement Against Harassment of employees in June 2003, each of which affirmed and demonstrated the Administration's commitment to ensuring the rights and protections of the men and women who serve the citizens of the State; and

WHEREAS, Maine law currently provides that contractors providing goods for the State must comply with laws that, among other things, prohibit discrimination based on sexual orientation (*see* 5 M.R.S.A. § 1825-L(2)(A)); and

WHEREAS, the State of Maine may contract freely with private entities for services to be provided to the People of the State of Maine; and

WHEREAS, Maine law currently requires that contractors performing work for the State "will not discriminate against any employee or applicant for employment because of race, color, religious creed, sex, national origin, ancestry, age, [or] physical handicap or mental handicap," and, further, that such contractors "will, in all solicitations or advertisements for employees placed by or on behalf of the contractor, state that all qualified applicants will receive consideration for employment without regard to race, color, religious creed, sex, national origin, ancestry, age, or physical or mental handicap":

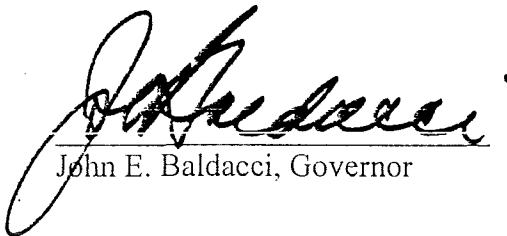
NOW, THEREFORE, I, JOHN E. BALDACCI, Governor of the State of Maine, do hereby order that agencies entering into contracts for services to be provided to or on behalf of the State of Maine must, in addition to the classes of citizens protected under current law, provide in such contracts that contractors must not discriminate against any employee or applicant for employment because of that employee's or applicant's sexual orientation.

Further, I order the following:

1. That State contracts for services must require contractors to state, in all solicitations or advertisements for employment, that all qualified applicants will receive consideration for employment without regard to sexual orientation;
2. That State contracts for services must require the contractor to notify each labor union or workers' representative of the contractor's obligations under this Executive Order and post such notice in conspicuous places available to employees and applicants for employment; and
3. That State contracts for services must require contractors to cause the requirements of this Executive Order to be inserted into all contracts for work covered by a State contract for services such that those requirements will be binding on any and all subcontractors.

Effective Date

This effective date of this Executive Order is June 21, 2004.



John E. Baldacci, Governor