

MAINE STATE LEGISLATURE

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(Emergency)

ONE HUNDRED AND SECOND LEGISLATURE

Legislative Document

No. 1426

S. P. 438

In Senate, March 26, 1965

Referred to Committee on State Government. Sent down for concurrence and ordered printed.

EDWIN H. PERT, Secretary

Presented by Senator Carter of Kennebec.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SIXTY-FIVE

AN ACT Relating to Compensation Rates in Certain Technical and Professional Classifications.

Emergency preamble. Whereas, Acts of the Legislature do not become effective for 90 days after adjournment unless enacted as emergencies; and

Whereas, the basic principle of "equal pay for equal work" is presently applied under the Personnel Law to professional and technical positions within the classified service; and

Whereas, the principle interferes with the ability to compensate more highly qualified professional and technical employees whose skills are greater because of advanced education or training beyond the minimum requirements for the positions they occupy; and

Whereas, since these employees may be performing work identical to minimally qualified persons there is no need to create a separate classification of position but there should be a recognition in higher pay for the better quality of employee based on education and formal training; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

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

R. S., T. 5, § 634, amended. The 2nd paragraph of section 634 of Title 5 of the Revised Statutes is amended to read as follows:

'When the compensation plan has become effective through its adoption by the board as provided in section 592, it shall constitute the official schedule of salaries for all classes of positions in the classified service. No positions shall be assigned a salary greater than the maximum or less than the minimum rates fixed in the compensation plan, **except that the Personnel Board may authorize rates above the established maximum compensation in specific advanced technical and professional classifications for employees whose technical or professional education, training or credentials exceed the established qualification requirements for those classifications.** Salaries of persons holding positions in the classified service shall not be approved by paying authorities unless such salaries conform to the adopted compensation plan.'

Emergency clause. In view of the emergency cited in the preamble, this Act shall take effect when approved.