

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

ONE HUNDRED AND FOURTH LEGISLATURE

Legislative Document

No. 533

S. P. 159

In Senate, February 4, 1969

Referred to Committee on Appropriations and Financial Affairs. Sent down for concurrence and ordered printed.

JERROLD B. SPEERS, Secretary

Presented by Senator Conley of Cumberland.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SIXTY-NINE

AN ACT Appropriating Funds for Overtime and Sunday Work and Establishing a Work Day of 7 Hours and a Work Week of 35 Hours for State Employees.

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

Sec. 1. Appropriation. There is appropriated from the General Fund the sum of \$690,000 for the fiscal year ending June 30, 1970 and \$1,546,000 for the fiscal year ending June 30, 1971 to effectuate retroactively as of the first pay period in the first week of October 1969, overtime compensation to state employees who exceed 35 hours of work in any one week or 7 hours of work in any work day, but not for both.

In order to promulgate the following provisions, the Director of Personnel will compute the regular hourly rate of salary workers, and those paid on an hourly basis, by dividing the employee's regular salary by 35 in order to circumvent any reduction in salary.

The director shall forthwith submit to the State Personnel Board a proposed revision of the official schedule of salaries for all classes of positions in the classified service which shall provide that any employee will receive compensation at a rate not less than $1\frac{1}{2}$ times the new regular rate at which he is employed for all hours worked in excess of 7 during any standard work day, if the hours actually worked by said employee during the standard work week in which any such day or days may fall do not exceed 35 and $1\frac{1}{2}$ times his hourly rate of pay for all hours worked in excess of 35 during any standard work week. Also 2 times his regular salary for all Sunday work. Any new rules promulgated under this Act may be appealed to the State Employees Appeal Board by the affected employee or his representative.

Sec. 2. Unclassified employees subject to Governor and Council determination. With respect to unclassified employees whose wage rates are subject to Governor and Council determination, the Governor and Council shall grant such similar and equitable treatment.

Sec. 3. Unclassified employees not subject to Governor and Council determination. With respect to unclassified employees whose wage rates are not subject to determination by the Governor and Council, the authorities responsible for determining the wage rate of such employees shall grant such similar and equitable treatment.

Sec. 4. Utilization by other funds. Wages of employees in departments supported by highway funds, special revenue funds or other funds shall not be adjusted from moneys provided by this Act, but shall be adjusted from funds available to the department from other sources.

Sec. 5. Legislative intent. It is the intent of the Legislature that it shall be the responsibility of all department heads to keep the overtime hours of work at a minimum, to be used only in emergency situations. It shall also be the responsibility of line supervisors on all levels to schedule their work in such a way that overtime hours shall be kept to a minimum and to be used in emergency situations only.