

MAINE STATE LEGISLATURE

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
107TH LEGISLATURE

COMMITTEE AMENDMENT "A" to H. P. 406, L.D. 495, Bill, "AN ACT Relating to Compensation and Benefits under the State Classified Service."

Amend said Bill by inserting after the enacting clause the following:

'Sec. 1. 5 MRSA §558 is enacted to read:

§558. Injury or incapacity

When a state employee is injured or incapacitated by disease as the result of the person's employment, the sick leave taken shall not be charged against the accrued sick leave earned under the Personnel Law and rules. The determination as to whether this section shall apply to any state employee shall be made by the Industrial Accident Commission.'

Further amend said Bill by renumbering sections 1 to 7 to be sections 2 to 8.

Further amend said Bill by striking out all of sections 8, 9 and 10 and inserting in place thereof the following:

'Sec. 9. 34 MRSA §10, as last amended by PL 1973, c. 788, §168, is repealed.

Sec. 10. P&SL 1971, c. 142, is repealed.

Sec. 11. Scope. Employees receiving compensation under Title 5, section 634 on the effective date of this Act shall continue to receive such compensation until the Personnel Board has adopted a compensation plan which includes such employees with no reduction in their compensation.

Sec. 12. Effective date. This Act shall take effect October 4, 1976.

Statement of Fact

This amendment provides thall all state employees injured or incapacitated as a result of the person's employment shall not have his or her sick leave taken charged against the accrued sick leave earned. Sections 4 and 7 of the bill repeal this benefit as provided only to state wardens and state police officers. This amendment repeals this benefit as it applies only to certain employees of the Department of Mental Health and Corrections.

Section 11 of the amendment provides that employees receiving compensation above that set in the current compensation plan shall not have their compensation reduced. A new compensation plan will be adopted to include such employees. Employees affected under this provision include:

1. Employees in specific advanced technical and professional classifications.
2. Physicians, psychologists and psychiatric social workers.
3. Certified professional secretaries.

Sections 5 and 6 of the bill remove provisions tying the compensation of wardens in the Department of Inland Fisheries and Game and the Department of Marine Resources to one pay grade below that of the State Police.

Section 8 of the bill repeals a discriminatory provision under which highway maintenancemen in certain classifications receive vacation credits for overtime work.

Reported by the Committee on State Government.

Reproduced and distributed under the direction of the Clerk of the House.

4/11/75

(Filing No. H-153)