

MAINE STATE LEGISLATURE

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
107TH LEGISLATURE

(Filing No. H-817)

HOUSE AMENDMENT " A " to COMMITTEE AMENDMENT "A" to H.P. 1371, L.D. 1780, Bill, "AN ACT to Define the Responsibilities of the Bureau of Labor and the Public Employees Labor Relations Board."

Amend said Amendment in section 14 by striking out all of paragraph C and inserting in place thereof the following:

'C. A panel of mediators, to consist of not less than 5 nor more than 10 impartial members, shall be appointed by the Governor, with the advice and consent of the Council, from time to time upon the expiration of the terms of the several members, for terms of 3 years. They shall be chosen by the Governor from a list, containing at least 5 times as many names as the number of persons to be chosen, supplied at least once a year by the Maine Labor Relations Board. Vacancies occurring during a term shall be filled for the unexpired term. Members of the panel shall each receive \$75 a day for their services for the time actually employed in the discharge of their official duties and shall also receive their traveling and all other necessary expenses. The costs for services rendered and expenses incurred by members of the panel of mediators shall be paid by the State for those mediation cases not exceeding 3 days in length from an appropriation for said panel which shall be included in the budget of the Public Employees Labor

Relations Board. Any costs for services rendered and expenses incurred by the panel of mediators beyond the 3rd mediation day per case shall be shared equally by the parties to the proceedings, except that on a showing by either party that such payment would impose undue financial hardship, the executive director may waive all or part of such obligation. Such amount waived shall be paid from the above-mentioned appropriation. Authorization for services rendered and expenditures incurred by members of the panel shall be the responsibility of the Executive Director of the Maine Labor Relations Board.

Further amend said Amendment by inserting after section 14 the following:

'Sec. 15. Effective date. Section 14 of this Act shall take effect 91 days after adjournment of the Legislature.'

Statement of Fact

This amendment prevents an inconsistency in the statutes. Section 1 of PL 1975, c. 361, enacted May 30, 1975, provides one method of determining who shall bear costs of mediation services and section 14 of this bill provides a different method. This amendment ensures that the method to be used is the method provided in PL 1975, chapter 361.

Filed by Mr. Garsoe of Cumberland.

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