

MAINE STATE LEGISLATURE

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FIRST SPECIAL SESSION

ONE HUNDRED AND SEVENTH LEGISLATURE

Legislative Document

No. 2174

H. P. 1992

House of Representatives, February 4, 1976

Referred to Committee on Performance Audit. Sent up for concurrence and ordered printed.

EDWIN H. PERT, Clerk

Presented by Mrs. Berube of Lewiston.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-SIX

AN ACT to Classify the Positions of Director of Program Review and Evaluation in the Department of Audit, Director of Fraud Investigation in the Department of Audit, and of Employees of the Fraud Investigation Division in the Department of Audit.

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

Sec. 1. 5 MRSA § 242-A, sub-§ 1, 2nd and last sentences, as enacted by P&SL 1971, c. 179, Section J, § 1, is amended to read:

He shall ~~appoint~~ employ, subject to the Personnel Law, a director of that division ~~to serve at his pleasure.~~

The State Auditor is also authorized to employ, subject to the Personnel Law, and assign to the Fraud Investigation Division such investigators and employees as he deems appropriate.

Sec. 2. 5 MRSA § 242-B, sub-§ 1, 2nd and 3rd sentences, as enacted by PL 1973, c. 792, § 3, are repealed and the following enacted in place thereof:
He shall employ, subject to the Personnel Law, a director of that division.

Sec. 3. Transitional provision. The State Personnel Board is directed to amend the compensation plan of the State of Maine, as provided in the Revised Statutes, Title 5, section 634, so that the Director of Program Review and Evaluation of the Department of Audit, the Director of Fraud Investigation and employees of the Fraud Investigation Division of the Department of Audit shall be placed in the state classified system. The Director of Program Review and Evaluation and the Director of Fraud Investigation shall be placed in pay range 24, the 2 fraud investigators employed by the Fraud

Investigation Division shall be placed in pay range 19, and the clerk typist II employed by the Fraud Investigation Division shall be placed in pay range 4.

Any person employed in one of these positions shall be accorded the benefits provided in the Revised Statutes, Title 5, section 634.

Sec. 4. Transfer of present personnel to classified status. The person employed on the effective date of this Act as Director of Program Review and Evaluation of the Department of Audit, the person employed on the effective date of this Act as Director of Fraud Investigation of the Department of Audit and the persons employed on the effective date of this Act in the Fraud Investigation Division of the Department of Audit shall be deemed to have qualified under the Personnel Law for employment in their respective positions on the effective date of this Act, shall not be required by the Personnel Board to undergo any testing or competitive selection procedure as a prerequisite for holding their respective positions, and shall hold their respective positions under the Personnel Law on the effective date of this Act.

STATEMENT OF FACT

This bill provides that the Director of Program Review and Evaluation of the Department of Audit, the Director of Fraud Investigation of the Department of Audit and the employees of the Fraud Investigation Division of the Department of Audit shall be subject to the Personnel Law.