

MAINE STATE LEGISLATURE

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STATE OF MAINE
SENATE
107TH LEGISLATURE
FIRST SPECIAL SESSION

SENATE AMENDMENT "I." to S.P. 791, L.D. 2342, Bill, "AN ACT to Revise and Reallocate Appropriations from the General Fund for the Expenditures of State Government for the Fiscal Years Ending June 30, 1976 and June 30, 1977 and Changing Certain Provisions of the Law Necessary to the Proper Operations of State Government."

Amend said Bill by striking out all of section 9 of PART C and inserting in place thereof the following:

'Sec. 9. 30 MRSA §5055, sub-§5, as last amended by PL 1971, c. 605, §1, is further amended by inserting at the end the following new paragraph:

Notwithstanding the provisions of this subsection, on and after July 1, 1976, an amount equal to 3.58% of the receipts from taxes imposed under Title 36, Parts 3 and 8, and credited to the General Fund, shall be transferred by the Treasurer of State to the Local Government Fund on the first day of each month.'

Further amend said Bill by striking out all of sections 5 and 6 of PART D and inserting in place thereof the following:

Sec. 5. Temporary Compensation Review Board. There is hereby established a Temporary Compensation Review Board which, notwithstanding any other provisions of law, shall have exclusive jurisdiction to hear appeals from employees, their designated representatives and from State appointed authorities concerning the allocation of classifications and unclassified employees to pay grades provided in section 3 of this Part as recommended by the study. The decision of the board on any appeal concerning the assignment of any position or classification to a salary range shall be final and binding on the parties, except as hereinafter provided. The Board shall ensure that the current job specification or position description is correct and that the job has been properly evaluated by use of the Hay Guide Chart Job Profile Evaluation Method, together with job environment factors considered in relationship to all other jobs in state government. This board may receive assistance from the staff of the Personnel Department, through the Director, and the Office of State Employee Relations, through the Director, for factual analysis of each appeal. Non-standard work week factors shall be considered by the Personnel Board. Decisions of the board resulting in an increase in compensation for any position or classification shall be effective retroactive to the first pay period in July, 1976, but in no event shall any such increase be made retroactive for a period in excess of 90 calendar days. Any decision by the board shall not be reconsidered by the board or the Personnel Board for a period of one year. Following completion of the board's review of all initial appeals, subsequent appeals will be processed pursuant to existing Personnel Law and Rules.

The Temporary Compensation Review Board shall consist of (five) members. The Governor shall appoint (two of such members from a list of (five persons presented by the governing boards of those organizations which represent at least 500 state employees. Two members shall be appointed by the Governor to represent state management or the general public. The (fifth member shall be appointed by the Governor from a list

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of at least (five) persons from among the general public and compiled by mutual agreement of the President of the Senate and the Speaker of the House. Available funds may be used as necessary to provide a reasonable per centum and expenses for public members.

The Temporary Compensation Review Board shall cease to exist upon completion of review and decisions on all appeals, but in no event shall the board continue its duties beyond (six) months following the effective date of the implementation of the pay plan.

Sec. 6. Incentive rewards. Notwithstanding the salary limits established in Title 2, section 6, the present salaries of individuals under Title 2, section 6, shall be increased by 5%. The same merit system and restrictions provided herein for classified state employees shall be applied to the base salary as established above.'

Statement of Fact

This amendment will reduce the percentage of sales and income taxes which are distributed through the Local Government Fund (Municipal Revenue Sharing) to assure \$1,100,000 additional undedicated revenue to the General Fund per year. This amendment also makes certain changes in the Temporary Compensation Review Board and provides for a 5% increase for those state employees where salaries are set by statute.

(Huber)
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CC : Cumberland

Reproduced and distributed pursuant to Senate Rule 11-A.

April 13, 1976.

(Filing No. S-570).