

# MAINE STATE LEGISLATURE

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EMERGENCY  
SECOND REGULAR SESSION

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ONE HUNDRED AND EIGHTH LEGISLATURE

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**Legislative Document**

**No. 2202**

H. P. 2273

House of Representatives, March 16, 1978

The Committee on Appropriations and Financial Affairs suggested. Approved for introduction by a Majority of the Legislative Council pursuant to Joint Rule 25.

EDWIN H. PERT, Clerk

Presented by Kathleen W. Goodwin of Bath

Cosponsor: Mr. Morton of Farmington

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STATE OF MAINE

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IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
SEVENTY-EIGHT

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**AN ACT to Provide Compensation and Benefits Agreed to by the State and Council 74, American Federation of State, County and Municipal Employees, (AFSCME) for Employees in the Institutional Services Bargaining Unit.**

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**Emergency preamble.** Whereas, Acts of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, the 90-day period may not terminate until after the beginning of the next fiscal year; and

Whereas, certain obligations and expenses incident to the operation of state collective bargaining agreements will become due and payable immediately; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

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

**Sec. 1. Appropriations.** There is appropriated from the General Fund to a Compensation Plan Fund the sum of \$6,550 for the fiscal year ending June 30, 1978, and \$900,600 for the fiscal year ending June 30, 1979, to implement the compensation benefits agreed to by the State and Council 74, American Federation of State, County and Municipal Employees for the institutional services bargaining unit.

**Sec. 2. Funding.** The funding provided by this Act shall include retirement costs and shall be available for all employees covered by the agreement between the State and Council 74, American Federation of State, County and Municipal Employees, except that employees supported from sources of funding other than the General Fund shall be adjusted whenever possible from those sources.

**Sec. 3. Special fund.** The funding provided shall be segregated in a special fund to be made available as needed upon the recommendation of the State Budget Officer with the approval of the Governor.

**Sec. 4. Intent.** Notwithstanding any other provision of law or rules, it is the intent of the Legislature that the provisions of the agreement between the State and Council 74, American Federation of State, County and Municipal Employees shall prevail during the term of the agreement.

**Emergency clause.** In view of the emergency cited in the preamble, this Act shall take effect when approved.

#### STATEMENT OF FACT

This bill provides funds to implement the economic terms of the agreement between the State and Council 74,, AFSCME covering the employees in the institutional services bargaining unit.

Members of Council 74, AFSCME have ratified the tentative agreement reached March 8, 1979, with the State covering the institutional services bargaining unit.

The economic features requiring legislative action are:

(1) General salary increase. A general salary increase of \$600 or 5 $\frac{3}{4}$ % whichever is greater, shall take effect July 1, 1978. The new pay schedule will provide for 2 "hiring-training rates" below the present "A" step. A new employee in this unit will enter at the hiring rate, after 3 months receive a \$300 per year rate increase and after 3 more months receive another \$300 annual rate increase, bringing him to the "A" step of the range. After an employee has reached the "A" step, he will move to the "D" step in annual increments. Employees who are step "D" of their grade or higher on July 1, 1978, and afterwards, will no longer receive fixed increments, but will be eligible for a special merit review each February 1.

The total fund available for these special merit increases will not exceed 1/2% of base unit payroll. The merit band will be the equivalent of the old "D" through "G" steps, but there will be no fixed steps.

**BREAKDOWN OF CEST**

	<b>1978-1979</b>
General Fund	\$886,600
Other funds	60,600
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	\$947,200

(2) Other Items. Members of this unit will also receive 4 hours call-in pay if called in from home to work and less than 4 hours work is available. Employees will also receive 4 hours reporting pay if they report to work and less than 4 hours work is available for them. These 2 items will be effective upon formal signing of the agreement.

**BREAKDOWN OF COST**

	<b>1977-78</b>	<b>1978-79</b>
General Fund	\$6,550	\$14,000
Other funds	450	1,000
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	\$7,000	\$15,000