

MAINE STATE LEGISLATURE

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FIRST REGULAR SESSION

ONE HUNDRED AND NINTH LEGISLATURE

Legislative Document

No. 940

H. P. 760

House of Representatives, March 2, 1979

On Motion of Mrs. Kany of Waterville, referred to the Committee on Labor. Sent up for concurrence and ordered printed.

EDWIN H. PERT, Clerk

Presented by Mr. Tuttle of Sanford.

Cosponsors: Mr. Wyman of Pittsfield, Mr. Baker of Portland and Mr. Tierney of Lisbon.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-NINE

AN ACT to Increase Job Security for Employment for Employees Elected to the Legislature, Excluding Employees Covered under Provisions Dealing with Teachers.

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

26 MRSA c. 7, sub-c. V-A is enacted to read:

SUBCHAPTER V-A

LEAVE OF ABSENCE AS LEGISLATOR

§ 821. **Person employed in position other than temporary**

Any person, except persons covered under Title 20, section 2001, employed in a position other than a temporary position in the employ of any employer shall be granted a leave of absence to fulfill the duties of a State Legislator, provided that the employee gives notice to his employer of his intent to become a candidate for the Legislature. Following his term of service as a State Legislator, the employee, if he is still qualified to perform the duties of the position from which he was granted leave, shall be entitled to be restored to his previous, or a similar, position with the same status, pay and seniority. This leave of absence shall, within the discretion of the employer, be with or without pay.

§ 822. Absence for service in State Legislature not to affect employee's rights

This absence for service in the State Legislature shall not affect the employee's right to receive normal vacation, sick leave, bonus, advancement and other advantages of his employment normally to be anticipated in his particular position.

STATEMENT OF FACT

The purpose of this bill is to provide that any employee other than employees covered under Title 20, section 2001, who serves as a State Legislator shall be granted a leave of absence from his employment during his term of office. This bill will prevent economic discrimination and ensure persons from all walks of economic life the chance to serve in the Legislature.