

MAINE STATE LEGISLATURE

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FIRST REGULAR SESSION

ONE HUNDRED AND NINTH LEGISLATURE

Legislative Document

No. 1626

S. P. 564

In Senate, May 21, 1979

(Approved by a Majority of the Legislative Council pursuant to Joint Rule 27.)

Presented by Senator Pierce of Kennebec.

MAY M. ROSS, Secretary of the Senate

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-NINE

**AN ACT to Make Certain Adjustments for Legislative Personnel as a Result of
Collective Bargaining.**

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

Whereas, as a result of recent collective bargaining agreements, many state employees are to receive immediate salary increases; and

Whereas, these collective bargaining agreements do not cover employees of the Legislature; and

Whereas, it is necessary that the Legislature adjust the salary of certain employees and remove provisions requiring that certain other legislative employees be subject to the Personnel Law so that the Legislature may grant similar salary increases to these employees; and

Whereas, in order that the legislative employees may receive their salary increases at the same time as other state employees, it is necessary that this legislation be enacted as an emergency measure; 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. 3 MRSA § 22, first ¶, last sentence, as enacted by PL 1977, c. 564, § 4, is amended to read:

He shall receive a salary of ~~\$400~~ **\$450** per week for all official services performed by him during a regular or special session of the Legislature.

Sec. 2. 3 MRSA § 22, 2nd ¶, first sentence, as enacted by PL 1977, c. 564, § 6, is amended to read:

The Assistant Secretary of the Senate shall receive a salary of ~~\$250~~ **\$300** per week for all official services performed by him during a regular or special session of the Legislature.

Sec. 3. 3 MRSA § 22, last ¶, as enacted by PL 1977, c. 604, § 3, is amended to read:

The President of the Senate may authorize either the Secretary of the Senate or the Assistant Secretary of the Senate to serve on a full-time basis when the Legislature is not in regular or special session at a salary of ~~\$250~~ **\$300** per week.

Sec. 4. 3 MRSA § 42, first ¶, last sentence, as enacted by PL 1977, c. 564, § 8, is amended to read:

He shall receive a salary of ~~\$400~~ **\$450** per week for all official services performed by him during a regular or special session of the Legislature.

Sec. 5. 3 MRSA § 42, 2nd ¶, first sentence, as enacted by PL 1977, c. 564, § 10, is amended to read:

The Assistant Clerk of the House of Representatives shall receive a salary of ~~\$250~~ **\$300** per week for all official services performed by him during a regular or special session of the Legislature.

Sec. 6. 3 MRSA § 42, last ¶, as enacted by PL 1975, c. 604, § 6, is amended to read:

The Speaker of the House of Representatives may authorize either the Clerk of the House of Representatives or the Assistant Clerk of the House of Representatives to serve on a full-time basis when the Legislature is not in regular or special session at a salary of ~~\$250~~ **\$300** per week.

Sec. 7. 3 MRSA § 164, sub-§ 12, as last amended by P&SL 1973, c. 220, § 4, is further amended to read:

12. Assistants. The ~~Director~~ **director** shall appoint, with the approval of the Legislative Council, an assistant director for a term of 7 years from the date of his appointment and until his successor has been appointed and qualified, and such technical assistants, and shall appoint, ~~subject to the Personnel Law,~~ such clerical assistants as may be necessary to carry out this chapter.

Sec. 8. 3 MRSA § 174, last ¶, as repealed and replaced by PL 1975, c. 770, § 10, is amended to read:

The State Law Librarian shall appoint, with the approval of the Legislative Council, a deputy law librarian for a term of 7 years from the date of his appointment and until his successor has been appointed and qualified, and employ ~~subject to the Personnel Law~~ such assistants as may be necessary to carry out this subchapter.

Emergency clause. In view of the emergency cited in the preamble, this Act shall take effect when approved and shall be retroactive to January 3, 1979.

STATEMENT OF FACT

The purpose of this bill is to adjust the statutory salary of the Clerk of the House and Secretary of the Senate and remove provisions requiring that certain legislative employees be subject to the Personnel Law, both as a result of the exclusion of the Legislature under collective bargaining.