

# MAINE STATE LEGISLATURE

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STATE OF MAINE  
HOUSE OF REPRESENTATIVES (Filing No. H-214)  
110TH LEGISLATURE  
FIRST REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 823, L.D. 979, Bill,  
"AN ACT Providing Collective Bargaining Rights to Judicial  
Employees."

Amend the Bill by inserting after section 1 the following:

'Sec. 2. 26 MRSA §979-A, sub-§1, as enacted by PL 1973,  
c. 774, is amended to read:

1. Bargaining agent. "Bargaining agent" means any law-  
ful organization, association or individual representative  
of such organization or association which has as its primary  
purpose the representation of employees in their employment  
relations with employers and, except with regard to judicial  
employees as defined in subsection 4-A, which  
has been determined by the public employer as defined in  
subsection 5 or by the executive director of the board to  
be the choice of the majority of the unit as their represen-  
tative.'

Further amend the Bill by striking out sections 9 through  
11 and inserting in their place the following:

'Sec. 9. 26 MRSA §979-F, sub-§3. is enacted to read:

3. Judicial employees. Nothing in this section  
may be applied to collective bargaining of judicial employees.'

Further amend the Bill by inserting before the statement  
of fact the following:

'Sec. 15. 26 MRSA §979-Q is enacted to read:

§979-Q. Policy of State concerning judicial employees

It is the public policy of this State that any contract

or agreement entered into between the judicial branch of the State, represented by the Chief Justice or his designee and any labor organization, under the terms of which contract or agreement the labor organization is empowered, or purports to be empowered, to represent any judicial employee who is not a voluntary member of the labor organization, is unlawful and is declared to be void.

Further amend the Bill by renumbering the sections to read consecutively.

Statement of Fact

This amendment allows judicial employees to be represented by unions on a voluntary basis. Under the amended bill, each judicial worker would be free to choose whether or not to be represented by one or any union. Also, this amendment eliminates any suggested burden upon such a union to represent and bargain for nonmembers.

Reported by Report "C" of the Committee on Labor.  
Reproduced and distributed under the direction of the Clerk of the House.

4/15/81

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