MAINE STATE LEGISLATURE

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1 2	FIRST REGULAR SESSION
3 4	ONE HUNDRED AND ELEVENTH LEGISLATURE
5 6	Legislative Document No. 893
7 8 9 10	H.P. 704 House of Representatives, February 25, 1983 Referred to the Committee on State Government. Sent up for concurrence and ordered printed. EDWIN H. PERT, Clerk
11	Presented by Representative Willey of Hampden.
12 13	STATE OF MAINE
14 15 16	IN THE YEAR OF OUR LORD NINETEEN HUNDRED AND EIGHTY-THREE
17 18 19 20	AN ACT Concerning the Power of State Commissioners to Terminate Unclassified Employees.
21 22	Be it enacted by the People of the State of Maine as follows:
23 24	Sec. 1. 5 MRSA §678, first ¶, as amended by PL 1977, c. 674, §5, is further amended to read:
25 26 27 28 29 30 31 32 33 34	An appointing authority may dismiss, suspend or otherwise discipline an employee for cause. This right is subject to the right of appeal and arbitration of grievances set forth in sections 751 to 753, or by personnel rule; and said sections 751 to 753 shall apply to any employee who has satisfactorily completed an initial probationary period. This paragraph shall not apply to an employee appointed to a major pelicy-influencing position listed in section 711, subsection 2.

1	Sec. 2. 5 MRSA §712 is enacted to read:
2	§712. Dismissal and disciplinary action
3	Notwithstanding any other provision of law.

Notwithstanding any other provision of law, an appointing authority, other than the Governor, may dismiss, suspend or otherwise discipline an unclassified employee only for cause.

STATEMENT OF FACT

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The purpose of this bill is to require that an appointing authority, other than the Governor, who dismisses or disciplines an unclassified employee may do so only for cause. Such a requirement would be consistant with present law covering classified employees. The Governor's dismissal authority would not be affected by the bill.

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