

MAINE STATE LEGISLATURE

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(EMERGENCY)

SECOND REGULAR SESSION

ONE HUNDRED AND ELEVENTH LEGISLATURE

Legislative Document

No. 2469

H.P. 1865 House of Representatives, April 12, 1984

Reference to the Committee on Appropriations and Financial Affairs is suggested and ordered printed.

EDWIN H. PERT, Clerk

Presented by Representative Carter of Winslow.

Cosponsors: Representative Diamond of Bangor and Senator Najarian of Cumberland.

STATE OF MAINE

IN THE YEAR OF OUR LORD
NINETEEN HUNDRED AND EIGHTY-FOUR

AN ACT to Fund and Implement Certain
Collective Bargaining Agreements and to Fund
and Implement Benefits for Certain State
Employees.

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, it is the responsibility of the Legislature to act upon those portions of tentative collec-

1 tive bargaining agreements negotiated by the Execu-
2 tive Branch which require legislative action; and

3 Whereas, in the judgment of the Legislature,
4 these facts create an emergency within the meaning of
5 the Constitution of Maine and require the following
6 legislation as immediately necessary for the preser-
7 vation of the public peace, health and safety; now,
8 therefore,

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

11 **PART A**

12 **Sec. 1. Appropriation from the General**
13 **Fund.** There is appropriated from the General Fund to
14 a special compensation account the sum of \$22,992 for
15 the fiscal year ending June 30, 1984, and \$52,739 for
16 the fiscal year ending June 30, 1985, to implement
17 the economic terms agreed to by the State Board of
18 Education and the Vocational-Technical Institute Ad-
19 ministrative Bargaining Unit.

20 **Sec. 2. Special account funding.** Funding pro-
21 vided by this Act shall be segregated into a special
22 account to be made available as needed upon the rec-
23 ommendation of the State Budget Officer, with the ap-
24 proval of the Governor. Except for funds appropri-
25 ated to implement section 3, funds shall include re-
26 tirement costs. Positions supported from sources of
27 funding other than the General Fund shall be funded
28 whenever possible from those other sources.

29 **Sec. 3. Lump sum payment.** For the period July
30 1, 1983, to February 29, 1984, a lump sum payment of
31 3 1/2% of the employee's base salary shall be paid to
32 each employee included in the Vocational-Technical
33 Institute Administrative Bargaining Unit, consistent
34 with the terms of the collective bargaining agree-
35 ment. This sum shall not be considered earnable com-
36 pensation under the Maine State Retirement System.

37 **Sec. 4. Adjustment of salary schedule for fiscal**
38 **year 1984.** Effective the pay week closest to March

1 1, 1984, the salary schedule for employees in the
2 Vocational-Technical Institute Administrative Bar-
3 gaining Unit shall be adjusted by 3 1/2%, consistent
4 with the terms of the collective bargaining contract.

5 Sec. 5. Adjustment of salary schedule for fiscal
6 year 1985. Effective the pay week closest to July 1,
7 1984, the salary schedule for employees in the
8 Vocational-Technical Institute Administrative Bar-
9 gaining Unit shall be adjusted by 3 1/2%, consistent
10 with the terms of the collective bargaining contract.

11 Sec. 6. Group dental insurance for
12 Vocational-Technical Institute Administrative Bar-
13 gaining Unit. The State agrees to pay up to \$10.24
14 per month toward the cost of dental insurance cover-
15 age for each administrator, consistent with the terms
16 of the collective bargaining contract.

17 Sec. 7. New employees; similar and equitable
18 treatment. Employees in classifications included in
19 the Vocational-Technical Institute Administrative
20 Bargaining Unit, but who are excluded from collective
21 bargaining pursuant to the Revised Statutes, Title
22 26, section 1022, subsection 11, paragraph D, shall
23 be given similar and equitable treatment on a pro ra-
24 ta basis to that given employees covered by the con-
25 tract, except that nonstatus employees in acting ca-
26 pacity, intermittent or project positions shall not
27 receive any lump sum payment provided in section 3.

28 PART B

29 Carrying clause. Any balances remaining from
30 special accounts established by this Act shall not
31 lapse but shall be carried forward to June 30, 1985,
32 to be expended for state employee salary increases.

33 Emergency clause. In view of the emergency cited
34 in the preamble, this Act shall take effect when ap-
35 proved.

1 STATEMENT OF FACT

2 Part A provides funding and implementation for
3 the biennium of the cost items in the collective bar-
4 gaining agreement reached between the State Board of
5 Education and the Maine Teachers Association for the
6 Vocational-Technical Institute Administrative Bar-
7 gaining Unit.

8 Section 1 provides an appropriation to fund the
9 bargaining agreement.

10 Section 2 provides authorization for the approval
11 and use of funds.

12 Section 3 provides for a lump sum payment of 3
13 1/2% of base salary for bargaining unit members, cov-
14 ering the period July 1, 1983, to February 29, 1984.

15 Section 4 provides for the adjustment of salary
16 schedules by an increase of 3 1/2% effective the pay
17 week closest to March 1, 1984 for bargaining unit
18 members.

19 Section 5 provides for the adjustment of salary
20 schedules by an increase of 3 1/2% effective the pay
21 week closest to July 1, 1984 for bargaining unit mem-
22 bers.

23 Section 6 provides for state payment of up to
24 \$10.24 monthly toward group dental insurance provided
25 by the Maine Teachers Association for bargaining unit
26 members.

27 Section 7 provides for equitable treatment of
28 probationary and other employees in classifications
29 in the Vocational-Technical Institute Administrative
30 Bargaining Unit.

31 This bill provides funding and implementation for
32 the biennium of the cost items in the collective bar-
33 gaining agreement reached between the State Board of
34 Education and the Vocational-Technical Institute Ad-
35 ministrative Bargaining Unit.

36 General Fund Appropriation 1983-84 1984-85

1	Cash sum salary payment-7/1/83	\$10,666	
2	Salary schedule adjustment	12,326	\$24,651
3	Salary schedule adjustment-7/1/84		26,534
4	Dental insurance-7/1/84		<u>1,554</u>
5	Total	\$22,992	\$52,739
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