

MAINE STATE LEGISLATURE

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D. OF R.

1

L.D. 453

2

(Filing No. S- 222)

3

STATE OF MAINE

4

SENATE

5

112TH LEGISLATURE

6

FIRST REGULAR SESSION

7 COMMITTEE AMENDMENT "A " to S.P. 166, L.D. 453,
8 Bill, "AN ACT to Amend the Code of Fair Practices and
9 Affirmative Action as the Equal Opportunity Standard
10 for State Financed Agencies."

11 Amend the bill by inserting after the enacting
12 clause the following:

13 'Sec. 1. 5 MRSA §782, as enacted by PL 1975, c.
14 153, §1, is amended to read:

15 §782. Definition of affirmative action

16 An affirmative action program includes procedures
17 designed to increase the numbers of minorities and
18 women and handicapped at all levels and in all seg-
19 ments of the work force where imbalances exist. Such
20 a program should include an assessment of the exist-
21 ing situation, and the development of realistic goals
22 for necessary action. These goals and related proce-
23 dures and timetables should not require rigid quotas,
24 but are commitments which an employer should make ev-
25 ery good faith effort to achieve.'

26 Further amend the bill in section 1 in the amend-
27 ing clause, first line (page 1 line 24 in L.D.) by
28 striking out the following: "and §789"

29 Further amend the bill in section 1 in that part
30 designated "§783." in the 9th and 10th lines (page 1,
31 lines 34 and 35 in L.D.) by striking out the words
32 "equal opportunity" and inserting in their place the
33 following: 'equal opportunity affirmative action'

34 Further amend the bill in section 1 by inserting
35 after that part designated "§787." the following:

COMMITTEE AMENDMENT "A" to S.P. 166, L.D. 453

1 'Sec. 2. 5 MRSA §§788 and 789, as enacted by PL
2 1975, c. 153, §1, are amended to read:

3 §788. The State Department of Personnel

4 The State Department of Personnel shall take pos-
5 itive steps to insure that the entire civil service
6 examination and testing process, including the devel-
7 opment of job specifications and employment qualifi-
8 cations, is free from either conscious or inadvertent
9 bias. Furthermore, the Department of Personnel will
10 have the initial responsibility of resolving civil
11 service conflicts and complaints, changing adminis-
12 trative procedures when necessary and providing as-
13 sistance for preparing affirmative action programs.
14 It is the responsibility of the ~~Equal Opportunity~~
15 ~~Personnel Specialist~~ State Affirmative Action
16 Coordinator in the Department of Personnel to monitor
17 the civil service affirmative action program and in-
18 sure compliance with all federal and state regula-
19 tions.'

20 Further amend the bill in section 1 in that part
21 designated "§789." in the 2nd paragraph, 2nd and 3rd
22 lines (page 4, lines 28 and 29 in L.D.) by striking
23 out the following: "~~sections 4551, et seq. chapter~~
24 ~~337, subchapter I~~" and inserting in its place the
25 following: 'sections 4551, et seq.'

26 Further amend the bill by striking out all of
27 section 2 (page 4, lines 34 and 35 in L.D.)

28 Further amend the bill by renumbering the sec-
29 tions to read consecutively.

D. OF R.

COMMITTEE AMENDMENT "A" to S.P. 166, L.D. 453

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STATEMENT OF FACT

2 This amendment simply makes technical changes in
3 the bill, adding a few housekeeping provisions inad-
4 vertently omitted and deleting 2 mistakes in drafting
5 the bill.

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Reported by Senator Carpenter for the Committee on Judiciary.

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(6/5/85)

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