

# MAINE STATE LEGISLATURE

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1 FIRST REGULAR SESSION  
2

3 ONE HUNDRED AND TWELFTH LEGISLATURE  
4

5 Legislative Document

No. 1137  
6

7 S.P. 408

In Senate, March 27, 1985

8 Referred to the Committee on Appropriations and Financial Affairs. Sent  
9 down for concurrence and ordered printed. Ordered sent forthwith.

10 JOY J. O'BRIEN, Secretary of the Senate

Presented by Senator Dow of Kennebec.

11  
12 STATE OF MAINE  
13

14 IN THE YEAR OF OUR LORD  
15 NINETEEN HUNDRED AND EIGHTY-FIVE  
16

17 AN ACT to Improve the State of Maine's Safety  
18 Programs for Maine State Employees.  
19

20 Be it enacted by the People of the State of Maine as  
21 follows:

22 Sec. 1. 26 MRSA §46-A is enacted to read:

23 §46-A. Deposit of fines and penalties assessed  
24 against the State and state agencies

25 Notwithstanding any contrary language in section  
26 46, all civil fines and penalties owed under that  
27 section by the State or a state agency shall be paid  
28 to the director for deposit with the State Employees  
29 Health and Safety Promotion and Training Fund estab-  
30 lished and administered pursuant chapter 4.

31 Sec. 2. 26 MRSA c. 4 is enacted to read:

32 CHAPTER 4

1                   STATE EMPLOYEES HEALTH AND SAFETY

2                   PROMOTION AND TRAINING FUND

3    §61. Declaration of policy

4           It is the policy of this State to protect its em-  
5 ployees from unhealthy and unsafe working conditions  
6 and to reduce workers' compensation costs to the  
7 State by establishing a fund to be dedicated to pro-  
8 grams which promote this policy and train state em-  
9 ployees in furtherance of this policy.

10   §62. State Employee Health and Safety Promotion and  
11 Training Fund

12           The director shall establish by rule a segre-  
13 gated, nonlapsing State Employee Health and Safety  
14 Promotion and Training Fund which shall be financed  
15 by fines and penalties received from the State and  
16 state agency employees pursuant to sections 46 and  
17 46-A and by such funds as may be appropriated by the  
18 Legislature.

19   §63. Administration

20           The fund shall be administered by the director  
21 pursuant to the purposes of this chapter and under  
22 the advisement of the Board of Occupational Safety  
23 and Health.

24   §64. Purposes

25           The fund shall be administered in such a manner  
26 as will best promote healthy and safe work environ-  
27 ments for state employees and shall specifically be  
28 used to:

29           1. Training programs. Develop and administer  
30 training programs for new state employees specificall-  
31 ly designed to apply to the employees' workplaces;

32           2. Health education risk reduction programs.  
33 Develop and administer health educational  
34 risk-reduction programs which shall be designed to  
35 help state employees identify hazardous conditions  
36 and to seek corrective action. These programs shall

1 be provided to all employees on a semiannual basis  
2 and data on these programs shall be maintained by  
3 each state agency or department;

4 3. Health and safety monitoring and enforcement  
5 programs. Study the structure of health and safety  
6 monitoring and enforcement programs and make recom-  
7 mendations for improvements in the system to the Leg-  
8 islature; and

9 4. Data base. Establish a data base on state  
10 employee occupational injuries and diseases for the  
11 purpose of identifying hazardous conditions.

12 §65. Staff

13 The director shall appoint, pursuant to the Per-  
14 sonnel Law, such employees as are necessary to carry  
15 out the purposes of this chapter.

16 STATEMENT OF FACT

17 The purpose of this bill is to establish a fund  
18 for deposit of fines for violations of health and  
19 safety laws and rules by state agencies and depart-  
20 ments. Money from this fund shall be used for health  
21 and safety promotion and training in state  
22 workplaces.

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