

# MAINE STATE LEGISLATURE

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L.D. 1425

(Filing No. S- 150 )

STATE OF MAINE  
SENATE  
112TH LEGISLATURE  
FIRST REGULAR SESSION

COMMITTEE AMENDMENT " A " to S.P. 530, L.D. 1425, Bill, "AN ACT to Amend the Law Relating to Employment and Dismissal of County Employees."

Amend the bill by striking out everthing after the enacting clause and inserting in its place the following:

'30 MRSA §64-A, sub-§3, as enacted by PL 1981, c. 394, §2, is repealed and the following enacted in its place:

3. Dismissal, suspension, discipline. A county officer or department head may dismiss, suspend or otherwise discipline an employee in his department only for cause, except as provided in paragraph A. Cause for dismissal, suspension or disciplinary action must be a just, reasonable, appropriate and substantial reason for the action taken that relates to or affects the ability, performance of duties, authority or actions of the employee or the public's rights or interests.

A. An employee may be dismissed by a county officer or department head only for cause and only with the prior approval of the county commissioners or personnel board, except that county employees may be laid off or dismissed, with the approval of the county commissioners or personnel board, to meet the requirements of budget reductions or governmental reorganization.

B. In every case of suspension or other disciplinary action, at the request of the employee, the county commissioners or personnel board shall investigate the circumstances and fairness of the action and, if they find the charges unwarranted,

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1       shall order the reinstatement of the employee to  
2       his former position with no loss of pay, rights  
3       or benefits resulting from the suspension or dis-  
4       ciplinary action.'

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STATEMENT OF FACT

6           This amendment is intended to require prior ap-  
7        proval by a county personnel board or the county com-  
8        missioners before a department head or county officer  
9        can dismiss a county employee. The amendment also  
10       rewrites the Maine Revised Statutes, Title 30, sec-  
11       tion 64-A, subsection 3, so that it is easier to read  
12       with this additional provision.

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Reported by the Majority for the Committee on Local and County  
Government. Reproduced and Distributed Pursuant to Senate  
Rule 12.

(5/29/85)

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