

1 2 3	(EMERGENCY) THIRD SPECIAL SESSION	
4 5	ONE HUNDRED AND TWELFTH LEGISLATURE	
6 7	Legislative Document No. 2446	
8 9 0	H.P. 1765 Received by the Clerk of the House on October 15, 1986. Referred to the Committee on Appropriations and Financial Affairs, and 1,600 ordered printed pursuant to Joint Rule 14.	
)	EDWIN H. PERT, Clerk	
	Presented by Representative Walker of Norway.	
	STATE OF MAINE	
	IN THE YEAR OF OUR LORD	
	NINETEEN HUNDRED AND EIGHTY-SIX	
	AN ACT to Fund and Implement a Collective Bargaining Agreement with State Employees Represented by the Maine State Troopers Association, Representing the Maine State Troopers.	
	Emergency preamble. Whereas, Acts of the Legis- lature do not become effective until 90 days after adjournment unless enacted as emergencies; and	
	Whereas, certain obligations and expenses inci-	
	dent to the operation of a state collective bargain- ing agreement will become due and payable immediate- ly; and	
	Whereas, it is the responsibility of the Legisla- ture to act upon those portions of tentative collec- tive bargaining agreements negotiated by the Execu- tive Branch which require legislative action; and	

; t 1 Whereas, in the judgment of the Legislature, 2 these facts create an emergency within the meaning of 3 the Constitution of Maine and require the following 4 legislation as immediately necessary for the preser-5 vation of the public peace, health and safety; now, 6 therefore,

7 Be it enacted by the People of the State of Maine as 8 follows:

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PART A

Appropriation from the General 10 Sec. 1. Fund. 11 There is appropriated from the General Fund to a spe-12 cial compensation account the sum of \$176,525 for the 13 year ending June 30, 1987, to implement the fiscal economic terms agreed to by the State and the Maine 14 15 State Troopers Association, for the Maine State Po-16 lice Bargaining Unit.

17 Sec. 2. Allocations from the Highway Fund. 18 There is allocated from the Highway Fund to a special compensation account the sum of \$529,575 to fund sal-19 ary and benefit changes for the Maine State Police 20 21 Bargaining Unit as agreed to by the State and the 22 Maine State Troopers Association.

23 Sec. 3. Special account funding. Funding pro-24 vided by this Act shall be segregated into special accounts, to be made available as needed upon the 25 recommendation of the State Budget Officer, with the 26 27 approval of the Governor. Except for funds appropriated and allocated to implement section 4, funds 28 shall include retirement costs. Positions 29 supported 30 from sources of funding other than the General Fund and Highway Fund shall be funded whenever possible 31 from those other sources. 32

33 Sec. 4. Lump sum payment. A lump sum payment 34 equal to 4% of the employee's gross pay from the be-35 ginning of the pay week commencing closest to July 1, 36 1986, to the end of the pay week ending closest to 37 January 1, 1987, shall be paid to each employee inthe Maine State Police Bargaining Unit, 38 cluded in 39 consistent with the terms of the collective bargain-40 ing agreement. This sum shall not be considered

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earnable compensation under the Maine State Retire-1 System except as follows. Any employee in the 2 ment 3 bargaining unit who retires within 3 years of July 1, 4 1986, may pay to the Maine State Retirement System 5 the amount of the employer's and the employee's con-6 tributions established by Maine Revised Statutes, Ti-7 tle 5, sections 1062 and 1095, subsections 2 and 9, which would be payable on the 4% sum if it were earn-8 9 able compensation. Upon payment of these amounts, in 10 accordance with the rules established by the board of trustees, the employee shall be entitled to consider-11 ation of the 4% sum for purposes of average final 12 13 compensation.

14 Sec. 5. Adjustment of salary schedule for fiscal 15 year 1986-87. Effective at the beginning of the pay 16 week commencing closest to January 1, 1987, the sala-17 ry schedule for employees in the Maine State Police 18 Bargaining Unit shall be adjusted by 4% consistent 19 with the terms of the collective bargaining contract.

20 employees, similar and equitable Sec. 6. New 21 treatment. Employees in classifications included in 22 the Maine State Police Bargaining Unit, but who are 23 excluded from collective bargaining pursuant to the 24 Maine Revised Statutes, Title 26, section 979-A, sub-section 6, paragraphs E and F, shall be given similar 25 26 equitable treatment on a pro rata basis to that and 27 given employees covered by the contract, except that nonstatus employees in acting capacity, intermittent 28 29 or project positions shall not receive any lump sum 30 payment provided in section 4.

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PART B

Authorization for reimbursement of costs associated with contract resolution. The Department of Administration, Bureau of Employee Relations, may be reimbursed from the special accounts funded by this Act for the costs of mediation, fact-finding and arbitration as required by the process of contract resolution and by the impact negotiation procedures.

39 Emergency clause. In view of the emergency cited 40 in the preamble, this Act shall take effect when ap-41 proved.

1	FISCAL NOTE			
2 3 4 5 6	Part A of this bill provides funding and imple- mentation of the cost items in the collective bar- gaining agreement reached between the State and the Maine State Troopers Association for the Maine State Police Bargaining Unit.			
7 8 9	Part B provides reimbursement to the Department of Administration, Bureau of Employee Relations, for the costs of contract resolution.			
10	Part A			
11	Maine State Police Bargaining Unit			
12 13 14	General Fund Appropriation	<u>Fiscal Year</u> <u>1986-87</u>		
15 16 17	Cash sum salary payment for pay weeks from July 1986 through December 1986.	\$ 46,215		
18 19 20	Salary schedule adjustment beginning first full pay week of January 1987.	56,485		
21	Availability Pay	5,500		
22	Underwater Recovery Pay	2,000		
23	Major Medical	75		
24 25 26	Holiday Pay	66,250		
	Total	\$176,525		
27	Highway Fund Allocation			
28 29 30	Cash sum salary payment for pay weeks from July 1986 through December 1986.	\$138,645		
31 32	Salary schedule adjustment beginning first full pay	169,455		

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1	week of January 1987.	
2	Availability Pay	16,500
3	Underwater Recovery Pay	6,000
4	Major Medical	225
5	Holiday Pay	198,750
6 7	Total	\$529,575

STATEMENT OF FACT

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9 Part A provides funding and implementation of the 10 cost items in the collective bargaining agreement 11 reached between the State and the Maine State 12 Troopers Association for the Maine State Police Bar-13 gaining Unit.

14 Section 1 provides an appropriation from the Gen-15 eral Fund to fund the bargaining agreement.

16 Section 2 provides an allocation from the Highway 17 Fund to fund the bargaining agreement.

18 Section 3 provides authorization for the approval 19 and use of funds.

20 Section 4 provides for a lump sum payment for 21 bargaining unit members for pay weeks which include 22 the period from July 1, 1986, to January 1, 1987.

23 Section 5 provides for the adjustment of salary 24 schedules, by an increase of 4% effective at the be-25 ginning of the first pay week commencing after Janu-26 ary 1, 1987, for bargaining unit members.

Section 6 provides for equitable treatment of
probationary and other employees in classifications
in the Maine State Police Bargaining Unit.

Part B provides reimbursement for the costs of resolving collective bargaining agreements to the Department of Administration, Bureau of Employee Relations.

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