

MAINE STATE LEGISLATURE

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FIRST REGULAR SESSION

ONE HUNDRED AND THIRTEENTH LEGISLATURE

Legislative Document

NO. 22

H.P. 25 House of Representatives, January 20, 1987
Reference to the Committee on Utilities suggested and
ordered printed.

EDWIN H. PERT, Clerk
Presented by Representative Vose of Eastport.
Cosponsored by Representative Nicholson of South Portland
and Senator Erwin of Oxford.

STATE OF MAINE

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

AN ACT to Place in the Unclassified Service
the Utility Technical Analyst, Utility
Programmer Analyst and Utility Accountant II
Positions at the Public Utilities Commission.

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

Sec. 1. 5 MRSA §931, sub-§1, ¶J, as amended by
PL 1985, c. 618, §3; c. 628, §1; and c. 785, Pt. A,
§43, is repealed and the following enacted in its
place:

J. Staff attorney, utility financial analyst,
utility accountant, utility technical analyst,
utility programmer analyst, assistant administra-
tive director and assistant to the director of
consumer assistance positions at the Public Util-
ities Commission;

1 Sec. 2. 35 MRSA §1, 2nd ¶, as amended by PL
2 1985, c. 618, §5; c. 628, §2; and c. 785, Pt. B,
3 §165, is repealed and the following enacted in its
4 place:

5 The salaries of the other subordinate officials
6 and employees of the commission, other than those of
7 the general counsel, administrative director, assist-
8 ant administrative director, director of finance, di-
9 rector of technical analysis, director of consumer
10 assistance, assistant to the director of consumer as-
11 sistance and staff attorney, financial analyst, utili-
12 ty accountant, utility technical analyst and utility
13 programmer analyst positions, shall be subject to the
14 Civil Service Law. The general counsel, administra-
15 tive director, assistant administrative director, di-
16 rector of finance, director of technical analysis,
17 director of consumer assistance and assistant to the
18 director of consumer assistance shall serve at the
19 pleasure of the commission and their salaries shall
20 be set by the commission within the range established
21 by Title 2, section 6-A. After successful completion
22 of a probationary period, the employees occupying the
23 staff attorney, financial analyst, utility account-
24 ant, utility technical analyst and utility program-
25 mer analyst positions may be dismissed, suspended or
26 otherwise disciplined only for cause. The compensa-
27 tion for staff attorney, seasonal legal researcher,
28 financial analyst, utility accountant, utility tech-
29 nical analyst and utility programmer analyst posi-
30 tions, shall be fixed by the commission with the ap-
31 prove of the Governor, but the compensations shall
32 not in the aggregate exceed the total amount appro-
33 priated or allocated in the commission's budget. The
34 commissioners and all employees shall receive actual
35 expenses when traveling on official business.

36 Sec. 3. Transition provision. Incumbents in the
37 utility technical analyst and utility programmer ana-
38 lyst positions on the effective date of this Act or
39 on leave of absence from the position on the effec-
40 tive date of this Act shall retain their appointments
41 subject to the Civil Service Law.

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STATEMENT OF FACT

2 This bill places in the unclassified service the
3 utility accountant II, utility technical analyst and
4 utility programmer analyst positions at the Public
5 Utilities Commission. Like the commission staff at-
6 torney, financial analyst, chief utility accountant
7 and utility accountant III positions which are now in
8 the unclassified service, the utility accountant II,
9 utility technical analyst and utility programmer ana-
10 lyst positions are policy-influencing and unique to
11 State Government. The commission has had difficulty
12 in recruiting and retaining an adequate number of
13 qualified people for these positions. Placing these
14 positions in the unclassified service will give the
15 commission an effective tool to recruit and retain
16 qualified personnel, reduce consultant costs and as-
17 sure that public interest is fairly represented in
18 proceedings before the commission.

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