

MAINE STATE LEGISLATURE

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FIRST REGULAR SESSION

ONE HUNDRED AND THIRTEENTH LEGISLATURE

Legislative Document

NO. 613

H.P. 458 House of Representatives, March 4, 1987
Reference to the Committee on State and Local Government
suggested and ordered printed.

EDWIN H. PERT, Clerk
Presented by Representative HANDY of Lewiston.

Cosponsored by Representatives MATTHEWS of Caribou,
HICHBORN of LaGrange, and President PRAY of Penobscot.

STATE OF MAINE

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

1 AN ACT to Clarify the Rights of Former State
2 Employees who were Transferred to the Maine
3 Vocational-Technical Institute System.
4

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

7 PL 1985, c. 695, section 20, sub-§7, 2nd ¶ is
8 amended to read:

9 The accrued fringe benefits of these personnel,
10 including vacation and sick leave, health and life
11 insurance and retirement, shall remain with the
12 transferred personnel. The rights and benefits under
13 current collective bargaining agreements shall con-
14 tinue for all covered personnel. If these agreements
15 expire, or have expired, the status quo shall be
16 maintained according to applicable labor law princi-

1 ples. All personnel transferred from state employ-
2 ment to the Maine Vocational-Technical Institute Sys-
3 tem shall retain all seniority rights and privileges
4 and all rights and privileges which are derived
5 therefrom as provided in their subsequent applicable
6 state employee collective bargaining agreements with
7 regard to employment in state service for a period of
8 2 years from the date of the establishment of the du-
9 ration of their employment with the Maine Vocational-
10 Technical Institute System.

11 STATEMENT OF FACT

12 When the Maine Vocational-Technical Institute
13 System was established in 1986, an effort was made to
14 ensure an orderly transition and preservation of
15 rights for state employees transferred to the new
16 system. This bill is intended to grandfather the
17 right of former state employees to transfer back into
18 state service on the same basis as other state em-
19 ployees at the time of the transfer. Because these
20 employees had this right at the time of the estab-
21 lishment of the new system and the system is still
22 developing, the 2-year rule is not adequate for mak-
23 ing transfer decisions and finding placement.
24 Grandfathering the right to transfer is more equita-
25 ble.

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