

MAINE STATE LEGISLATURE

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114th MAINE LEGISLATURE

FIRST REGULAR SESSION - 1989

Legislative Document

No. 1264

H.P. 907

House of Representatives, April 20, 1989

Submitted by the Department of Administration pursuant to Joint Rule 24.
Reference to the Committee on State and Local Government suggested and
ordered printed.

A handwritten signature in cursive script that reads "Ed Pert".

EDWIN H. PERT, Clerk

Presented by Speaker MARTIN of Eagle Lake.
Cosponsored by Representative WEBSTER of Cape Elizabeth.

STATE OF MAINE

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

**An Act to Standardize the Compensation and Appointment Practices
for Senior State Managers.**



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

3 **Sec. 1. 2 MRSA §6, sub-§2,** as repealed and replaced by PL
5 1981, c. 705, Pt. L, §§1 to 3, is amended to read:

7 **2. Range 90.** The salaries of the following state officials
9 and employees shall be within salary range 90:

11 Superintendent of Banking;

13 Bureau of Consumer Credit Protection Superintendent;

15 State Tax Assessor; and

17 Superintendent of Insurance;

19 Associate Commissioner for Programs, Department of Mental
21 Health and Mental Retardation; and

23 Deputy Commissioner for Health and Medical Services.

25 **Sec. 2. 2 MRSA §6, sub-§3,** as amended by PL 1987, c. 715, §1,
27 is further amended to read:

29 **3. Range 89.** The salaries of the following state officials
31 and employees shall be within salary range 89:

33 Director of Public Improvements;

35 State Budget Officer;

37 State Controller;

39 Director of the Bureau of Forestry;

41 Chief of the State Police;

43 Director, State Planning Office;

45 Director, Energy Resources Office;

47 Public Advocate;

49 Commissioner of Defense and Veterans' Services;

51 Director of Human Resources; and

 Executive Director, Retirement System;

Associate Commissioner, Corrections;

Associate Commissioner, Community Corrections;

1 Associate Commissioner, Bureau of School Management;
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4 Associate Commissioner, Bureau of Instruction;
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6 Associate Commissioner of Administration, Department of
7 Mental Health and Mental Retardation;
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9 Deputy Commissioner for Operations, Department of
10 Agriculture, Food and Rural Resources;
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12 Deputy Commissioner for Policy Development, Department of
13 Agriculture, Food and Rural Resources;
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15 Deputy Commissioner, Conservation Policy;
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17 Deputy Commissioner for Budget, Management and Policy,
18 Department of Human Services;
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20 Deputy Commissioner for Public Programs and External
21 Affairs, Department of Human Services;
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23 Deputy Commissioner for Regional Administration, Department
24 of Human Services;
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26 Deputy Commissioner, Marine Resources;
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28 Deputy Commissioner, Transportation Services;
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30 Deputy Commissioner, Inland Fisheries and Wildlife;
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32 Deputy Commissioner for Community Development;
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34 Deputy Commissioner for Administration, Department of
35 Economic and Community Development;
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37 Deputy Commissioner for Business Development;
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39 Deputy Commissioner for Tourism;
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41 Deputy Commissioner for Comprehensive Land Use Planning;
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43 Deputy Commissioner, Department of Educational and Cultural
44 Services;
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46 Deputy Commissioner, Department of Environmental Protection;
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48 Director, Telecommunications and Strategic Systems;
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50 Executive Director, Bureau of Employment and Training
51 Programs;
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53 Director, Division of Community Services;

1 Director, Bureau of Data Processing;
3 Executive Director, Bureau of Employment Security;
5 Director, Bureau of Mental Retardation;
7 Director, Bureau of Children with Special Needs; and
9 Director, Bureau of Mental Health.

11 **Sec. 3. 2 MRSA §6, sub-§4**, as amended by PL 1987, c. 715, §2,
13 and c. 787, §1, is repealed and the following enacted in its
15 place:

17 4. Range 88. The salaries of the following state officials
 and employees shall be within salary range 88:

19 State Purchasing Agent;
21 Director, Arts and Humanities Bureau;
23 Director, State Museum Bureau;
25 Executive Director, Maine Historic Preservation Commission;
27 Director of the Bureau of Parks and Recreation;
29 State Director of Alcoholic Beverages;
31 Director of Public Lands;
33 State Librarian;
35 Director of Employee Relations;
37 Director, Bureau of Air Quality Control;
39 Director, Bureau of Land Quality Control;
41 Director, Bureau of Oil and Hazardous Materials Control;
43 Director, Bureau of Solid Waste Management;
45 Director, Bureau of Administration, Department of
 Environmental Protection;
47 Associate Commissioner, Division of Development Policy,
49 Department of Economic and Community Development;
51 Associate Commissioner, Bureau of Adult and Secondary
 Vocational Education;

1 Executive Director, Maine Land Use Regulation Commission;
3 Superintendent, Baxter School for the Deaf;
5 Director, Bureau of Maine's Elderly;
7 Director, Bureau of Rehabilitation;
9 Director, Bureau of Medical Services;
11 Director, Bureau of Income Maintenance; and
13 Director, Bureau of Social Services.

15 Sec. 4. 2 MRSA §6, sub-§5, as amended by PL 1987, c. 666, §1;
17 c. 715, §3 and c. 816, Pt. DD, §1, is repealed and the following
19 enacted in its place:

21 5. Range 86. The salaries of the following state officials
23 and employees shall be within salary range 86:

25 Director of Labor Standards;
27 Deputy Chief of the State Police;
29 Director of State Lotteries;
31 State Archivist;
33 Director of Maine Geological Survey;
35 Director of the Risk Management Division;
37 Chairman, Maine Unemployment Insurance Commission;
39 Director of the Bureau of State Employee Health;
41 Child Welfare Services Ombudsman;
43 Director of the Bureau of Intergovernmental Drug Enforcement;
45 Deputy Director, Maine State Retirement System;
47 Executive Director, Maine Science and Technology Commission;
49 Director of Agricultural Production, Bureau of Agricultural
51 Production;
53 Director, Bureau of Public Services, Department of
 Agriculture, Food and Rural Resources;
 Director, Bureau of Agricultural and Rural Resources;

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- Director, Bureau of Agricultural Marketing;
- Chief, Bureau of Marine Patrol;
- Director, Bureau of Marine Development;
- Director, Bureau of Marine Sciences;
- Director, Bureau of Safety, Department of Public Safety;
- Director, Bureau of Resource Management, Department of Inland Fisheries and Wildlife;
- Game Warden Colonel;
- Director, State Health Planning and Development Agency;
- Director, Maine Criminal Justice Academy;
- Director, Planning and Management Information, Department of Educational and Cultural Services;
- Director, Policy and Planning, Department of Environmental Protection;
- Executive Director, Maine Human Rights Commission;
- State Fire Marshal;
- Director of Planning and Information, Department of Agriculture, Food and Rural Resources;
- Assistant to the Commissioner, Department of Agriculture, Food and Rural Resources;
- Assistant to the Commissioner, Department of Transportation;
- Assistant to the Commissioner, Department of Mental Health and Mental Retardation;
- Director, State Employee Health Insurance Program;
- Director, Bureau of Administration, Department of Transportation; and
- Director, Bureau of Administration, Department of Conservation.

Sec. 5. 5 MRSA §933, sub-§1, ¶A, as enacted by PL 1983, c. 729, §4, is amended to read:

1 A. Deputy ~~Commissioner~~ Commissioners;

3 Sec. 6. 5 MRSA §933, sub-§1, ¶B, as enacted by PL 1983, c. 729,
5 §4, is repealed.

7 Sec. 7. 5 MRSA §933, sub-§1, ¶G, as amended by PL 1983, c.
9 862, §11, is further amended to read:

11 G. Assistant to the Commissioner for Public Information; and

13 Sec. 8. 5 MRSA §933, sub-§1, ¶H, as enacted by PL 1983, c.
15 862, §11, is amended to read:

17 H. Assistant to the Commissioner ~~for Potato Marketing~~; and

19 Sec. 9. 5 MRSA §933, sub-§1, ¶I is enacted to read:

21 I. Director of Planning and Information.

23 Sec. 10. 5 MRSA §936, sub-§1, ¶A, as enacted by PL 1983, c.
25 729, §4, is amended to read:

27 A. Associate ~~Commissioner~~ Commissioners;

29 Sec. 11. 5 MRSA §937, sub-§1, ¶¶E to G, as enacted by PL 1983,
31 c. 729, §4, are amended to read:

33 E. Associate Commissioner, Bureau of Adult and Secondary
35 Vocational Education;

37 F. Director, Planning and Management Information; and

39 G. Federal and State Education Program Coordinator; and

41 Sec. 12. 5 MRSA §937, sub-§1, ¶H is enacted to read:

43 H. Superintendent, Baxter School for the Deaf.

45 Sec. 13. 5 MRSA §942, sub-§1, ¶¶B and C, as amended by PL 1983,
47 c. 862, §14, are further amended to read:

49 B. Game Warden Colonel; and

51 C. Assistant to the Commissioner for Public Information; and

Sec. 14. 5 MRSA §942, sub-§1, ¶E is enacted to read:

E. Director, Bureau of Resource Management.

Sec. 15. 5 MRSA §945, sub-§1, ¶¶A and B, as amended by PL 1985,
c. 481, Pt. A, §10, are further amended to read:

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A. Deputy Commissioner; and

B. Chief, Bureau of Marine Patrol; and

Sec. 16. 5 MRSA §945, sub-§1, ¶¶D and E are enacted to read:

D. Director, Bureau of Marine Development; and

E. Director, Bureau of Marine Sciences.

Sec. 17. 5 MRSA §946, sub-§1, ¶A, as enacted by PL 1983, c. 729, §4, is amended to read:

A. Associate Commissioner ~~Commissioners~~;

Sec. 18. 5 MRSA §946, sub-§1, ¶G, as enacted by PL 1983, c. 729, §4, is repealed and the following enacted in its place:

G. Director, Bureau of Children with Special Needs;

Sec. 19. 5 MRSA §946, sub-§1, ¶J, as enacted by PL 1983, c. 729, §4, is amended to read:

J. Assistant to the Commissioner ~~for Public Information~~;

Sec. 20. 5 MRSA §947-A, sub-§1, ¶¶H and I, as enacted by PL 1985, c. 785, Pt. A, §47, are amended to read:

H. Director of Risk Management; and

I. Director of Data Processing;

Sec. 21. 5 MRSA §947-A, sub-§1, ¶¶J and K are enacted to read:

J. Director, Telecommunications and Strategic Systems; and

K. Director, State Employee Health Insurance Program.

Sec. 22. 5 MRSA §951, sub-§1, ¶¶C and D, as enacted by PL 1983, c. 729, §4, are amended to read:

C. Assistant to the Commissioner; and

D. Assistant to the Commissioner for Public Information; and

Sec. 23. 5 MRSA §951, sub-§1, ¶E is enacted to read:

E. Director, Bureau of Administration.

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STATEMENT OF FACT

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The purpose of this bill is to standardize the compensation practices for bureau directors and certain other high-level management positions which are significantly equal in terms of responsibility and accountability. Currently, some bureau directors and high-level management positions are compensated by placement in the Maine Revised Statutes, Title 2, section 6. Other positions, even though similar in function and purpose, are subject to the civil service compensation system administered by the Bureau of Human Resources for classified service employees. This bill addresses this variance in compensation practices by identifying affected classifications, grouping them by function and responsibility, and placing them in the appropriate section of Title 2, section 6.

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The bill also converts 6 positions from the classified service to unclassified major policy influencing positions serving at the pleasure of the appointing authority. The positions are:

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1. Director of Planning and Information, Department of Agriculture, Food and Rural Resources;

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2. Director, Bureau of Resource Management, Department of Inland Fisheries and Wildlife;

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3. Director, Bureau of Marine Development, Department of Marine Resources;

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4. Director, Bureau of Marine Science, Department of Marine Resources;

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5. Director, State Employee Health Insurance Program, Department of Administration; and

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6. Director, Bureau of Administration, Department of Transportation.

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This bill also corrects references to major policy-influencing positions to be consistent with other laws.