

# MAINE STATE LEGISLATURE

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# 114th MAINE LEGISLATURE

## SECOND REGULAR SESSION - 1990

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Legislative Document

No. 2463

H.P. 1796

House of Representatives, March 29, 1990

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 27.

Reference to the Committee on Appropriations and Financial Affairs suggested and ordered printed.

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

EDWIN H. PERT, Clerk

Presented by Representative BURKE of Vassalboro.

Cosponsored by Senator TWITCHELL of Oxford, Senator BERUBE of Androscoggin and Representative CARTER of Winslow.

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STATE OF MAINE

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IN THE YEAR OF OUR LORD  
NINETEEN HUNDRED AND NINETY

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An Act to Reduce the Administrative Costs of State Government.

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(AFTER DEADLINE)

(EMERGENCY)



2           **Emergency preamble.** Whereas, Acts of the Legislature do not  
become effective until 90 days after adjournment unless enacted  
as emergencies; and

4  
6           Whereas, the State is currently experiencing a financial  
crisis of unprecedented magnitude; and

8           Whereas, numerous commissioners of state agencies and other  
high-level state employees are currently receiving higher  
salaries than the State's highest executive; and

10  
12           Whereas, it is incumbent upon the Legislature to pursue  
cost-cutting measures whenever it is possible; and

14  
16           Whereas, in the judgment of the Legislature, these facts  
create an emergency within the meaning of the Constitution of  
Maine and require the following legislation as immediately  
necessary for the preservation of the public peace, health and  
safety; now, therefore,

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

22           **Sec. 1. 2 MRSA §8 is enacted to read:**

24           **§8. Salaries of certain state officials and employees**

26           **1. Salaries of commissioners.** Notwithstanding any other  
28 provision of law, the salaries of state employees and officials  
designated in section 6, subsection 1, may not exceed 90% of the  
30 annual salary designated for the Governor.

32           **2. Salaries of certain other employees and officials.**  
34 Notwithstanding any other provision of law, the salaries of state  
employees and officials designated in section 6, subsections 2 to  
36 8, may not exceed 75% of the annual salary designated for the  
Governor.

38           **Sec. 2. 5 MRSA §957 is enacted to read:**

40           **§957. Limitation on certain salaries**

42           Notwithstanding any other provision of law, the salary of a  
44 commissioner of a department of State Government who holds a  
major policy-influencing position under this Title may not exceed  
90% of the annual salary designated for the Governor.  
46 Notwithstanding any other provision of law, the salary of a  
deputy commissioner, associate commissioner or assistant  
48 commissioner of a department of State Government or a bureau  
director within a department of State Government who holds a  
50 major policy-influencing position under this Title may not exceed  
52 75% of the annual salary designated for the Governor.

2           **Sec. 3. 5 MRSA §1884, sub-§1**, as enacted by PL 1985, c. 785,  
Pt. A, §78, is amended to read:

4           **1. Deputy commissioner; appointment and qualifications.**  
The Commissioner of Administration shall appoint the Deputy  
6 Commissioner for Information Services who shall ~~be~~ is subject to  
review by the joint standing committee of the Legislature having  
8 jurisdiction over State Government and to confirmation by the  
Legislature. The Governor shall establish the salary for the  
10 deputy commissioner in accordance with the salary limitations  
outlined in section 1884-A. The deputy commissioner shall must  
12 be a well-qualified professional person who has demonstrated  
ability and accomplishments in the administration of data  
14 processing and computer programming services. Specifically, the  
deputy commissioner shall must meet the following qualifications:

16           A. Training, knowledge and experience in the design of data  
18 processing and computer programming systems for multiple  
types of users;

20           B. Training, knowledge and experience in the management of  
22 data processing and computer programming systems;

24           C. Training, knowledge and experience in the operation of  
data-processing equipment;

26           D. Knowledge of telecommunications equipment and systems;

28           E. An outstanding record of achievement in the  
30 administration or management of a data processing-computer  
programming system with multiple and diverse types of users;  
32 and

34           F. Any other qualifications deemed necessary or prudent by  
the board or the Commissioner of Administration.

36           **Sec. 4. 5 MRSA §1884-A** is enacted to read:

38           **§1884-A. Limitation on salaries**

40           Notwithstanding any other provision of law, the salaries of  
42 the deputy commissioner and any associate or assistant  
44 commissioners may not exceed 75% of the annual salary designated  
for the Governor.

46           **Emergency clause.** In view of the emergency cited in the  
preamble, this Act takes effect when approved.

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## STATEMENT OF FACT

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6       This bill limits the salaries of commissioners of state  
8       agencies to 90% of the Governor's annual salary, and limits the  
      salaries of certain other high-level state employees to 75% of  
      the Governor's annual salary.