

MAINE STATE LEGISLATURE

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OK
P. OF S.

L.D. 932

(Filing No. S-108)

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STATE OF MAINE
SENATE
115TH LEGISLATURE
FIRST REGULAR SESSION

COMMITTEE AMENDMENT "A" to S.P. 342, L.D. 932, "Resolve, to Establish the Task Force on Local Public Employee Collective Bargaining"

Amend the resolve by striking out everything after the emergency preamble and before the emergency clause and inserting in its place the following:

Sec. 1. Task force established. Resolved: That the Task Force on Local Public Employee Collective Bargaining is created consisting of 15 regular members and one ex officio member who serves as chair; and be it further

Sec. 2. Membership; chair. Resolved: That the Governor shall appoint 5 members representing diverse geographic regions of the State: one municipal official to represent municipalities; one public employee union official to represent employees; one local school official to represent school administrative units; one teacher to represent teachers; and one neutral member selected from the State Board of Arbitration and Conciliation or from the lists of members provided by the Maine Labor Relations Board for its panel of mediators and panel of fact finders.

The President of the Senate shall appoint 5 members representing diverse geographic regions of the State: one municipal official to represent municipalities; one public employee union official to represent employees; one local school official to represent school administrative units; one teacher to represent teachers; and one neutral member selected from the State Board of Arbitration and Conciliation or from the lists of members provided by the Maine Labor Relations Board for its panel of mediators and panel of fact finders.

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R. of S.

COMMITTEE AMENDMENT "A" to S.P. 342, L.D. 932

2 The Speaker of the House of Representatives shall appoint 5
3 members representing diverse geographic regions of the State: one
4 municipal official to represent municipalities; one public
5 employee union official to represent employees; one local school
6 official to represent school administrative units; one teacher to
7 represent teachers; and one neutral member selected from the
8 State Board of Arbitration and Conciliation or from the lists of
9 members provided by the Maine Labor Relations Board for its panel
10 of mediators and panel of fact finders.

11 Appointments must be made not later than 30 days following
12 the effective date of this resolve. The appointing authorities
13 shall notify the Executive Director of the Legislative Council
14 when appointments are completed.

15 The Executive Director of the Maine Labor Relations Board is
16 the ex officio member of the task force and serves as chair; and
17 be it further

18
19 **Sec. 3. Meetings. Resolved:** That the chair shall convene the
20 first meeting of the task force not later than 30 days after
21 appointment of all members. The task force shall meet at least
22 monthly and at the call of the chair or a majority of members of
23 the task force; and be it further

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25 **Sec. 4. Duties and powers. Resolved:** That the task force shall
26 evaluate methods of impasse resolution in public employee
27 bargaining. Subjects to be considered include, but are not
28 limited to, mediation, fact-finding, arbitration and
29 conciliation, the lack of binding arbitration rights for public
30 employees in the State, the lack of the right to strike for
31 public employees in the State, legal fees for municipalities and
32 public employee unions and property tax pressures; and be it
33 further

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35 **Sec. 5. Report; legislation. Resolved:** That the task force shall
36 present a final report to the Second Regular Session of the 115th
37 Legislature, including any recommendations and implementing
38 legislation. Copies of the report and legislation must be
39 provided to the Executive Director of the Legislative Council;
40 and be it further

41
42 **Sec. 6. Compensation. Resolved:** That the neutral members of
43 the task force are entitled to \$100 for each day's attendance at
44 task force meetings and all other members of the task force,
45 including the ex officio member, shall serve without compensation
46 or per diem for attendance at task force meetings, except that
47 all members may receive reimbursement for travel and other
48 expenses upon application to the Executive Director of the
49 Legislative Council; and be it further

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COMMITTEE AMENDMENT "A" to S.P. 342, L.D. 932

COMMITTEE AMENDMENT

2 Sec. 7. Staff. Resolved: That the Maine Labor Relations Board
4 shall provide staff necessary to carry out the responsibilities
of the task force, including legislative drafting; and be it
further

6 Sec. 8. Appropriation. Resolved: That the following funds are
8 appropriated from the General Fund to carry out the purposes of
this resolve.

10 1991-92

12 LEGISLATURE

14 Task Force on Local Public Employee
Collective Bargaining

16 Personal Services \$2,400
18 All Other 6,500

20 Provides funds for the Task Force on Local
22 Public Employee Collective Bargaining,
including per diem for neutral members and
24 task force expenses.

26 LEGISLATURE

TOTAL \$8,900'

28 Further amend the resolve by inserting after the emergency
30 clause and before the statement of fact the following:

32 FISCAL NOTE

34 1991-92

36 APPROPRIATIONS/ALLOCATIONS

38 General Fund \$8,900

40 This bill establishes the Task Force on Local Public
42 Employee Collective Bargaining and requires a General Fund
44 appropriation to the Legislature of \$8,900 in fiscal year 1991-92
for the per diem of neutral members and task force expenses. The
bill also requires the Maine Labor Relations Board to provide
46 staff assistance to the task force. The additional costs of
staff time will be absorbed within current budgeted resources of
the Department of Labor.'

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STATEMENT OF FACT

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This amendment increases the membership of the Task Force on Local Public Employee Collective Bargaining to 15 members, with each appointing official also appointing a local school official and a teacher. The amendment adds the requirement that members to the task force be appointed to achieve broad geographic representation. The amendment allows the neutral members of the task force to be paid a per diem of \$100 and all members to be paid expenses and travel costs. Finally, the amendment adds an appropriation and a fiscal note to the bill.

Reported by Senator Esty for the Committee on Labor.
Reproduced and Distributed Pursuant to Senate Rule 12.
(4/30/91) (Filing No. S-108)