

MAINE STATE LEGISLATURE

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90K
R. OF S.

L.D. 1960

(Filing No. S- 387)

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**STATE OF MAINE
SENATE
115TH LEGISLATURE
FIRST REGULAR SESSION**

SENATE AMENDMENT "A" to H.P. 1375, L.D. 1960, Bill, "An Act to Fund Collective Bargaining Agreements and Benefits for Certain Employees Excluded from Collective Bargaining"

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

PART A

Sec. A-1. Supplemental appropriation from the General Fund. There are appropriated from the General Fund for the fiscal years ending June 30, 1992 and June 30, 1993 the following sums.

1991-92 1992-93

FINANCE, DEPARTMENT OF

Salary Plan

Personal Services	\$12,192,500	\$12,440,000
Provides funds necessary to fund the 3rd year of the State's current collective bargaining agreements made by the State and the Maine State Employees Association for the administrative services bargaining unit, the supervisory services bargaining unit, the professional and technical services bargaining unit, the law enforcement services		

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2 bargaining unit and the
operations, maintenance and
4 support services bargaining
unit.

6 **Salary Plan**

8 Personal Services (\$12,192,500) (\$12,440,000)

10 Provides for the
12 deappropriation of funds from
the salary plan from unfilled
14 positions, attrition and
other reductions in the work
16 force and from implementing
savings measures as may be
18 negotiated by the State and
the Maine State Employees
20 Association by August 1,
1991. If no agreement is
22 reached by August 1, 1991,
the Governor may implement
24 savings measures permitted by
the collective bargaining
26 agreements referred to in
this section as appropriate
and necessary.

28 **DEPARTMENT OF FINANCE**
30 **TOTAL**

\$-0-

\$-0-

32 **Sec. A-2. Supplemental allocation from the Highway Fund.** There
are allocated from the Highway Fund for the fiscal years ending
34 June 30, 1992 and June 30, 1993 the following sums.

36 1991-92 1992-93

38 **FINANCE, DEPARTMENT OF**

40 **Salary Plan**

42 Personal Services \$5,735,000 \$5,900,000

44 Provides funds necessary to
fund the 3rd year of the
46 State's collective bargaining
agreements referred to in
48 section 1 of this Part.

50 **Salary Plan**

52 Personal Services (\$5,735,000) (\$5,900,000)

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2 Provides for the deallocation
 of funds from the salary plan
 4 from unfilled positions,
 attrition and other
 6 reductions in the work force
 and from implementing savings
 measures as may be negotiated
 8 by the State and the Maine
 State Employees Association
 10 by August 1, 1991. If no
 agreement is reached by
 12 August 1, 1991, the Governor
 may implement savings
 14 measures permitted by the
 collective bargaining
 16 agreements referred to in
 section 1 of this Part as
 18 appropriate and necessary.

20 **DEPARTMENT OF FINANCE**
 22 **TOTAL**

\$-0-

\$-0-

22 **Sec. A-3. New employees; similar and equitable treatment.**
 24 Employees in classifications included in the bargaining units
 referred to in section 1 of this Part but who are excluded from
 26 collective bargaining pursuant to the Maine Revised Statutes,
 Title 26, section 979-A, subsection 6, paragraphs E and F must be
 28 given similar and equitable treatment on a pro rata basis to that
 given employees covered by the collective bargaining agreements.

30 **Sec. A-4. Special account funding.** Funding provided by this
 32 Part must be segregated into a special account to be made
 available as needed upon the recommendation of the State Budget
 34 Officer with the approval of the Governor. The funds must
 include retirement costs. Positions supported from sources of
 36 funding other than the General Fund and the Highway Fund must be
 funded whenever possible from those other sources.

40 **PART B**

42 **Sec. B-1. Supplemental appropriation from the General Fund.**
 There are appropriated from the General Fund for the fiscal years
 44 ending June 30, 1992 and June 30, 1993 the following sums.

46 **1991-92** **1992-93**

48 **FINANCE, DEPARTMENT OF**

50 **Salary Plan**

52 **Personal Services** **\$3,955,000** **\$4,130,000**

2 Provides funds necessary to
 4 fund the 3rd year of the
 6 collective bargaining
 8 agreement made by the State
 10 and the American Federation
 of State, County and
 Municipal Employees - Council
 #93 for the institutional
 services bargaining unit.

12 **Salary Plan**

14 Personal Services (\$3,955,000) (\$4,130,000)

16 Provides for the
 18 deappropriation of funds from
 the salary plan from unfilled
 20 vacancies, attrition and
 other reductions in the work
 22 force and from implementing
 savings measures as may be
 24 negotiated by the State and
 the American Federation of
 26 State, County and Municipal
 Employees - Council #93 by
 August 1, 1991. If no
 28 agreement is reached by
 August 1, 1991, the Governor
 30 may implement savings
 measures permitted by the
 32 collective bargaining
 agreements referred to in
 34 section 1 of this Part as
 appropriate and necessary.

36 **DEPARTMENT OF FINANCE**
 38 **TOTAL**

 \$-0- \$-0-

40 **Sec. B-2. New employees; similar and equitable treatment.**
 42 Employees in classifications included in the bargaining units
 44 referred to in section 1 of this Part but who are excluded from
 collective bargaining pursuant to the Maine Revised Statutes,
 Title 26, section 979-A, subsection 6, paragraphs E and F must be
 46 given similar and equitable treatment on a pro rata basis to that
 given employees covered by the collective bargaining agreements.

48 **Sec. B-3. Special account funding.** Funding provided by this
 50 Part must be segregated into a special account to be made
 available as needed upon the recommendation of the State Budget
 Officer with the approval of the Governor. The funds must
 52 include retirement costs. Positions supported from sources of

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2 funding other than the General Fund must be funded whenever
possible from those other sources.'

4 Further amend the bill by inserting before the statement of
fact the following:

6
8 **FISCAL NOTE**

10 This bill provides funding for the 3rd year of the
12 collective bargaining agreement between the State and the unions
representing most of the State's classified employees. General
14 Fund appropriations in Parts A and B of \$16,147,500 and
\$16,570,000 in fiscal years 1991-92 and 1992-93, respectively,
16 are set aside in the salary plan account within the Department of
Finance. These appropriations are reduced by equal
18 deappropriations to be realized through savings measures
negotiated by the unions and the State. The net General Fund
20 appropriations are reduced to zero in fiscal years 1991-92 and
1992-93.

22 Highway Fund allocations of \$5,735,200 in fiscal year
1991-92 and \$5,900,000 in fiscal year 1992-93 for the same
24 purpose are similarly offset by equal deallocations and reduced
to zero in those fiscal years.'

26
28 **STATEMENT OF FACT**

30 This amendment more accurately identifies the costs
32 associated with the 3rd year of funding for each of the
collective bargaining agreements and eliminates appropriations,
34 which exceed the amount necessary to fund the contracts. The
amendment provides for deappropriating and deallocating funds
36 saved from attrition, unfilled vacancies, other reductions in the
work force or other savings permitted by the collective
38 bargaining agreements or as may be negotiated by the State and
the state employee bargaining agents.

40
42 (Senator BUSTIN)
SPONSORED BY:

Beneley Bustin
①

44 COUNTY: Kennebec
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