

MAINE STATE LEGISLATURE

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115th MAINE LEGISLATURE

SECOND REGULAR SESSION-1992

Legislative Document

No. 2381

H.P. 1701

House of Representatives, February 25, 1992

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 26.
Reference to the Committee on Labor suggested and ordered printed.

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

EDWIN H. PERT, Clerk

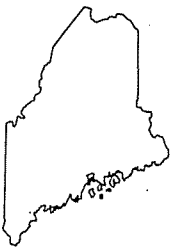
Presented by Representative RAND of Portland.

Cosponsored by Senator ESTY of Cumberland, Representative RUHLIN of Brewer and Representative KILKELLY of Wiscasset.

STATE OF MAINE

IN THE YEAR OF OUR LORD
NINETEEN HUNDRED AND NINETY-TWO

An Act to Establish the Nontraditional Occupation Act for Women.



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

2
4 Sec. 1. 1 MRSA c. 33 is enacted to read:

6
8 **CHAPTER 33**

10 **PROCEEDS FROM THE SALE OF BONDS**

12 **§2621. Use of proceeds from the sale of bonds**

14 One-quarter of 1% of proceeds from the sale of any bond that generates employment must be used to hire and provide support services to women in nontraditional occupations as defined in Title 26, section 2022.

16 Sec. 2. 26 MRSA §2002, sub-§2, as enacted by PL 1983, c. 258, §1, is amended to read:

18 2. **Expenditures.** All moneys money in the fund shall must be expended solely for the purposes of administering and implementing the provisions of the Job Training Partnership Act. Twenty-five percent of all money expended from the fund must be expended as provided in subchapter III.

24 Sec. 3. 26 MRSA §2011, as amended by PL 1987, c. 775, §1, is further amended to read:

26 **§2011. Funds**

28 All funds under this subchapter shall must be distributed among the State's Job Training Partnership Act service delivery areas. Twenty-five percent of funds under this subchapter must be expended as provided in subchapter III. Funds will must be allocated to the State's private industry councils serving all counties. The Department of Labor shall distribute these funds to the private industry councils, in the service delivery areas, on a county-based formula determined by the Department of Labor.

30 Sec. 4. 26 MRSA §2015-A, sub-§4, ¶E is enacted to read:

32 E. Notwithstanding paragraphs A to D, 25% of funds appropriated for the purposes of this subchapter must be expended as provided in subchapter III.

34 Sec. 5. 26 MRSA c. 25, sub-c. III is enacted to read:

36 **SUBCHAPTER III**

38 **NONTRADITIONAL OCCUPATIONS FOR WOMEN**

2 **§2021. Short title**

4 This subchapter may be known and cited as the
4 "Nontraditional Occupation Act for Women."

6 **§2022. Definitions**

8 As used in this subchapter, unless the context otherwise
10 indicates, the following terms have the following meanings.

12 1. Department. "Department" means the Department of Labor.

14 2. Nontraditional occupation. "Nontraditional occupation"
16 means an occupation in which 25% or less of people in that
16 occupation are women according to the United States Department of
16 Labor.

18 **§2023. Department duties**

20 Notwithstanding subchapters I and II, the department shall:

22 1. Support services. Provide necessary support services to
24 participants, including but not limited to:

26 A. Payment for dependent care costs, as long as those costs
26 do not exceed the prevailing regional rate for that care;

28 B. Training materials such as books, tools and uniforms;

30 C. Travel payments according to the policies established by
32 the United States Job Training Partnership Act service
32 providers;

34 D. Payment for meals that, due to training, the participant
36 eats away from home; and

38 E. Payment for health care;

40 2. Orientation program. Ensure that the applicable
42 orientation program includes nontraditional occupations and a
42 means of assessing interest in nontraditional occupations;

44 3. Ongoing support systems. Work with community
46 organizations to develop ongoing support systems for participants
46 who receive training in nontraditional occupations;

48 4. Review agency budgets. Review agency budgets pursuant
48 to section 2026; and

2 5. Rulemaking. Make rules to implement this subchapter in
3 accordance with the Maine Administrative Procedure Act that
4 include, but are not limited to, specific criteria for annually
5 determining the distribution of the following year's training
6 money pursuant to section 2026.

7 **§2024. Funding; availability of funds**

8
9 1. Funding. Funding for the implementation of this
10 subchapter is derived as provided in sections 2002, 2011 and
11 2015-A.

12
13 2. Availability of funding. Nothing in this subchapter may
14 be construed to mean that any department, agency, institution or
15 program may be required to obligate or expend funds beyond
16 existing funds available to it for the purposes of this
17 subchapter.

18 **§2025. Disbursement**

19 Funds disbursed pursuant to this subchapter must be used for:

20
21 1. Staff training. Staff training on nontraditional
22 occupations that includes differences in the economic status of
23 men and women; the social, personal and economic barriers that
24 women encounter in training, job placement and on the job;
25 methods for recruiting women for nontraditional occupations; and
26 the need for continuing support for women in nontraditional
27 occupations. A maximum of 1% of funds under this subchapter may
28 be used for staff training;

29 2. Support services. Support services provided pursuant to
30 section 2023;

31 3. Contracts. Contracting with community-based
32 organizations for training and job placement services;

33 4. Placement. Placement in apprenticeship programs,
34 on-the-job training and employment in the public and private
35 sectors; and

36 5. Ongoing support systems. Facilitating ongoing support
37 systems developed pursuant to section 2023, subsection 3.

38 **§2026. Accounting**

39
40 1. Budget review. Each agency with which the Department of
41 Labor contracts pursuant to section 2003 shall provide to the
42 Department of Labor an annual accounting of funds designated for
43 nontraditional occupations that includes the amount spent on each
44

2 service provided. The Department of Labor shall review the
3 budgets of these agencies to determine whether all the designated
4 funds have been spent.

6 2. Redistribution of funds. The funds of an agency that
7 fails to comply with this subchapter or that fails to use the
8 full amount of funding provided must be redistributed to
9 complying agencies. The redistribution must be made pursuant to
10 a competitive process established by the Department of Labor.

12 **§2027. Report**

14 Each agency with which the Department of Labor contracts
15 pursuant to section 2003 shall report annually in person to the
16 joint standing committee of the Legislature having jurisdiction
17 over labor matters. The report must include statistics on
18 participation; success rate in training and job placement
19 including, but not limited to, data on the age and sex of
20 participants and their job title and description; wage at the
21 time of placement; examples of assessment tools developed; a
22 summary of the budget for the preceding year; and the budget
23 anticipated for the following year.

24
26 **STATEMENT OF FACT**

28 This bill requires that 25% of certain job training and
29 placement funds be used to encourage women to pursue
30 nontraditional occupations and to support them in those
31 occupations. The bill also requires 1/4 of 1% of proceeds from
32 the sale of any bond that generates employment be used to hire
33 and provide services to women in nontraditional occupations.