

MAINE STATE LEGISLATURE

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116th MAINE LEGISLATURE

FIRST REGULAR SESSION-1993

Legislative Document

No. 247

S.P. 93

In Senate, February 2, 1993

**An Act to Discontinue Legislative Approval of Technical College
Collective Bargaining Agreements.**

Reference to the Committee on Education suggested and ordered printed.

A handwritten signature in cursive script that reads "Joy J. O'Brien".

JOY J. O'BRIEN
Secretary of the Senate

Presented by Senator O'DEA of Penobscot.

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

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3 Sec. 1. 26 MRSA §1026, sub-§1, as repealed and replaced by PL
4 1989, c. 878, Pt. A, §71, is amended to read:

6 1. **Negotiations.** It shall--be is the obligation of the
7 university, academy, technical college or state schools for
8 practical nursing and the bargaining agent to bargain
9 collectively. "Collective bargaining" means, for the purpose of
10 this chapter, their mutual obligation:

12 A. To meet at reasonable times;

14 B. To meet within 10 days after receipt of written notice
15 from the other party requesting a meeting for collective
16 bargaining purposes,--provided if the parties have not
17 otherwise agreed in a prior written contract;

18 C. To confer and negotiate in good faith with respect to
19 wages, hours, working conditions and contract grievance
20 arbitration, except that by such obligation neither party
21 shall--be is compelled to agree to a proposal or be required
22 to make a concession;

24 D. To execute in writing any agreements arrived at, the
25 term of any such agreement to be subject to negotiation, but
26 not to exceed 3 years; and

28 E. To participate in good faith in the mediation, fact
29 finding and arbitration procedures required by this section.

32 ~~Cost items in any collective bargaining agreement of technical
33 college employees shall be submitted for inclusion in the
34 Governor's next operating budget within 10 days after the date on
35 which the agreement is ratified by the parties. If the
36 Legislature rejects any of the cost items submitted to it, all
37 cost items submitted shall be returned to the parties for further
38 bargaining. Cost items shall include salaries, pensions and
39 insurance. Cost items related to a collective bargaining
40 agreement reached under this chapter and submitted to the
41 Legislature for its approval under this subsection shall not be
42 submitted in the same legislation that contains cost items for
43 employees exempted from the definition of "technical college
44 employee" under section 1022, subsection 11, except that cost
45 items for those employees exempted under section 1022, subsection
46 11, paragraph D, need not be excluded.~~

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STATEMENT OF FACT

4 This bill would discontinue the need for legislative
6 approval of all technical college collective bargaining
8 agreements. The technical college process should be the same as
10 that of the University of Maine System. The University of Maine
Board of Trustees is responsible for final approval of its
collective bargaining agreements.