

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

OK
R. of S.

L.D. 287

(Filing No. S- 225)

2
4
6
8
10
12
14
16
18
20
22
24
26
28
30
32
34
36
38
40
42
44
46

STATE OF MAINE
SENATE
116TH LEGISLATURE
FIRST REGULAR SESSION

SENATE AMENDMENT "**B**" to COMMITTEE AMENDMENT "A" to H.P. 219, L.D. 287, Bill, "An Act to Require that the Clerk-of-the-works on State Construction Projects be Employed by the Owner, not the Architect"

Amend the amendment in section 1 in that part designated "**§1751.**" in the first paragraph in the 3rd and 4th lines (page 1, lines 32 and 33 in amendment) by striking out the following: "directly to the owner and the" and inserting in its place the following: 'directly to the'

Further amend the amendment in section 1 in that part designated "**§1751.**" in the first paragraph in the 5th line (page 1, line 34 in amendment) by inserting after the following: "project." the following: 'In addition, the clerk shall provide a report of all correspondence sent or received by the clerk to the owner.'

Further amend the amendment in section 1 in that part designated "**§1751.**" in the 5th line from the end (page 1, line 39 in amendment) by inserting after the following: "~~hired.~~" the following: 'The architect-engineer is responsible for hiring, terminating or imposing disciplinary action on the clerk, except that the owner may veto an architect-engineer's decision concerning these matters within 7 days of the owner's receipt of notification of the architect-engineer's action or proposed action.'

STATEMENT OF FACT

This amendment clarifies that the clerk-of-the-works reports to the architect or engineer of record on a project but requires that the owner be given reports of all project correspondence.

SENATE AMENDMENT

R. of S.
SENATE AMENDMENT "B" to COMMITTEE AMENDMENT "A" to H.P. 219,
L.D. 287

2 This amendment also clarifies that the architect or engineer
of record for a project is responsible for the hiring, discipline
4 or termination of a clerk, except that the owner may override the
architect's or engineer's decision within 7 days of the owner's
6 receipt of notice of the decision.

8
9 (Senator CIANCETTI)
10 SPONSORED BY: Steve Ciancetti

12 COUNTY: Somerset
14

Reproduced and Distributed Pursuant to Senate Rule 12.
(5/26/93) (Filing NO. S-225)