

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)



116th MAINE LEGISLATURE

FIRST REGULAR SESSION-1993

Legislative Document

No. 433

S.P. 142

In Senate, February 11, 1993

**An Act to Promote Equity in Wages and Benefits in Public Contracts
with Private Contractors.**

Reference to the Committee on Labor 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 LUTHER of Oxford.

Cosponsored by Senators: DUTREMBLE of York, HANDY of Androscoggin, Representatives: ADAMS of Portland, ALIBERTI of Lewiston, CLARK of Millinocket, CLEMENT of Clinton, DAGGETT of Augusta, DORE of Auburn, ERWIN of Rumford, GRAY of Sedgwick, GWADOSKY of Fairfield, HEESCHEN of Wilton, KERR of Old Orchard Beach, MARTIN of Eagle Lake, PINEAU of Jay, RAND of Portland, TRACY of Rome.

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

4 **Sec. 1. 5 MRSA §1825-B, sub-§9 is enacted to read:**

6 9. State employment contracts with private employers. A
8 contract with a private employer to provide personnel to the
10 State to perform services at state-owned or state-operated
12 facilities may not be entered into or given by the State unless
14 the contract contains a stipulation requiring prescribed rates of
16 wages as determined by the Commissioner of Labor. The rates of
18 wages paid the various classes of service employees in the
20 performance of the contract or any subcontract must be based upon
22 the prevailing rates for employment in the State. The rates of
24 wages must be furnished by the commissioner in a schedule
26 containing the classification of jobs and the rate of wages paid
28 for each job and must include payments to health plans,
retirement plans and other benefit plans. If no such plans are
in effect between the employees and the private employer,
payments for those benefits must be paid directly to the
employees. Limited-period positions utilized to replace persons
on leave of absence are not covered by this subsection.

STATEMENT OF FACT

24 This bill requires private contractors who provide personnel
26 to perform services for the State, which were previously provided
28 by state personnel, to adhere to specific wage and benefit
guidelines established by the Commissioner of Labor.