

# MAINE STATE LEGISLATURE

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STATE AND LOCAL GOVERNMENT

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
121ST LEGISLATURE
FIRST REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 764, L.D. 1047, Bill, "An Act To Ensure Communication about Public Complaints against State Employees"

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

Sec. 1. 5 MRSA §7036, sub-§26, as amended by PL 1991, c. 780, Pt. Y, §95, is further amended to read:

26. Administer employee assistance program for state employees. Oversee and direct an employee assistance program for the purpose of assisting state employees to address and overcome personal difficulties that interfere with performance and productivity; and

Sec. 2. 5 MRSA §7036, sub-§27, as enacted by PL 1991, c. 780, Pt. Y, §96, is amended to read:

27. Administer state employee workers' compensation program. Administer the program of workers' compensation for state employees in conjunction with the programs for health and wellness and health insurance; and

Sec. 3. 5 MRSA §7036, sub-§28 is enacted to read:

28. Ensure establishment of policies regarding complaints against state employees. Ensure that each state agency establishes a policy that makes certain that complaints filed by the public against a state employee or group of state employees are addressed by that agency. Each agency policy must ensure that there are written instructions describing the most effective

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2 way for the public to file a complaint with the agency, a  
3 procedure for the agency to address complaints from the public  
4 and a provision that requires the agency to notify a complainant  
5 of the outcome of the complaint. This subsection does not  
6 authorize the release of confidential information that may not  
7 otherwise be released to the public.'

8  
9  
10 **SUMMARY**

11 This amendment replaces the bill. Whereas the bill would  
12 establish a liaison for public complaints for all state  
13 employees, the amendment ensures that each state agency  
14 establishes a policy that makes certain that complaints by the  
15 public against state employees are addressed by that agency. The  
16 amendment prohibits the release of confidential information that  
may not otherwise be released to the public.