

MAINE STATE LEGISLATURE

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128th MAINE LEGISLATURE

FIRST REGULAR SESSION-2017

Legislative Document

No. 1093

H.P. 767

House of Representatives, March 21, 2017

**An Act To Clarify That Involuntary Transfers of Teachers and
Municipal Public Employees Are Subject to Collective Bargaining**

Reference to the Committee on Labor, Commerce, Research and Economic Development suggested and ordered printed.

A handwritten signature in cursive script that reads "R B. Hunt".

ROBERT B. HUNT
Clerk

Presented by Representative SYLVESTER of Portland.
Cosponsored by Representatives: COLLINGS of Portland, McCREA of Fort Fairfield, PARRY of Arundel, TALBOT ROSS of Portland.

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

2 **Sec. 1. 26 MRSA §965, sub-§1, ¶C**, as amended by PL 2009, c. 107, §5, is
3 further amended to read:

4 C. To confer and negotiate in good faith with respect to wages, hours, working
5 conditions, including involuntary transfers, and contract grievance arbitration, except
6 that by such obligation neither party may be compelled to agree to a proposal or be
7 required to make a concession and except that public employers of teachers shall
8 meet and consult but not negotiate with respect to educational policies; for the
9 purpose of this paragraph, educational policies may not include wages, hours,
10 working conditions, including involuntary transfers, or contract grievance arbitration.
11 As used in this paragraph, "involuntary transfer" means the transfer of an employee,
12 initiated by the employer, to another location;

13 **SUMMARY**

14 This bill specifies that the involuntary transfer of a teacher or other municipal
15 employee is included in working conditions that must be collectively bargained in good
16 faith. This bill specifies that an involuntary transfer is not considered an educational
17 policy, which is not subject to negotiation.