

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)

Transmitted by Director of Legislative Research pursuant to joint order.

N I N E T Y - S I X T H L E G I S L A T U R E

Legislative Document

No. 1120

S. P. 399

In Senate, February 25, 1953

Referred to the Committee on Judiciary, sent down for concurrence and ordered printed.

CHESTER T. WINSLOW, Secretary

Presented by Senator Haskell of Penobscot

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
FIFTY-THREE

**AN ACT Relating to Dismissal and Disciplinary Action Under the State
Personnel Law.**

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

R. S., c. 59, § 16, amended. Section 16 of chapter 59 of the revised statutes is hereby amended to read as follows:

'Sec. 16. Dismissal and disciplinary action. An appointing authority may dismiss, suspend or otherwise discipline a classified employee ~~when ever he considers the good of the service to be served thereby for cause.~~ In every case of such dismissal, suspension, or other disciplinary action, at the request of the ~~dismissed~~ employee, the board shall investigate the circumstances relating to the ~~dismissal~~ action, and the fairness thereof, and if it shall find the charges unwarranted, the board shall order the immediate reinstatement of the affected employee to his former position with no loss of pay, seniority, or other rights and benefits resulting from the dismissal or disciplinary action. At the request of the employee the board may recommend the transfer of the ~~dismissed~~ employee to the same or a similar class of position in another department or institution, provided that such transfer shall be made to such department or institution only with the approval of the appointing authority thereof. ~~In case such transfer is not~~

affected, the name of the dismissed employee may be placed on the appropriate eligible register

At the request of the employee, the board shall investigate the circumstances relating to an action of an appointing authority which lays off, demotes or otherwise deprives an employee of rights established by this chapter or by rules prescribed in subsection II of section 4, and if it shall find the action to be contrary to said chapter and rules, the board shall order the immediate reinstatement of the employee to his former position with no loss of pay, seniority or other rights or benefits resulting from such action.