



131st MAINE LEGISLATURE

FIRST SPECIAL SESSION-2023

Legislative Document

No. 2019

S.P. 843

In Senate, July 6, 2023

**An Act to Authorize Funding for Collective Bargaining Agreements
with Certain Judicial Department Employees**

(EMERGENCY)

Reference to the Committee on Appropriations and Financial Affairs suggested and ordered printed.

A handwritten signature in black ink, appearing to read 'D M Grant'.

DAREK M. GRANT
Secretary of the Senate

Presented by Senator CARNEY of Cumberland. (GOVERNOR'S BILL)

1 **Emergency preamble.** Whereas, acts and resolves of the Legislature do not
2 become effective until 90 days after adjournment unless enacted as emergencies; and

3 **Whereas,** the Judicial Department has negotiated collective bargaining agreements
4 with the 4 bargaining units representing Judicial Department employees; and

5 **Whereas,** this legislation authorizes funding of any agreements ratified by December
6 31, 2023; and

7 **Whereas,** it is the responsibility of the Legislature to act upon those portions of
8 collective bargaining agreements negotiated by the judicial branch that require legislative
9 action; and

10 **Whereas,** the judicial branch and the Legislature share a desire to address in a timely
11 manner the needs of certain state employees excluded from collective bargaining units; and

12 **Whereas,** in the judgment of the Legislature, these facts create an emergency within
13 the meaning of the Constitution of Maine and require the following legislation as
14 immediately necessary for the preservation of the public peace, health and safety; now,
15 therefore,

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

17 **Sec. 1. Adjustment of salary schedules for fiscal years 2023-24 and 2024-25.**

18 The salaries and stipends for the Judicial Department employees in the administrative
19 services bargaining unit, the supervisory services bargaining unit, the law enforcement
20 bargaining unit and the professional services bargaining unit must be adjusted consistent
21 with the terms of any agreements ratified by December 31, 2023.

22 **Sec. 2. Other employees; similar and equitable treatment.** The State Court
23 Administrator is authorized to grant similar and equitable treatment consistent with this Act
24 for employees of the Judicial Department who are excluded from collective bargaining
25 pursuant to the Maine Revised Statutes, Title 26, section 1282, subsection 5, paragraphs C,
26 D, E and F.

27 **Sec. 3. Costs to General Fund.** Costs to the General Fund must be provided in the
28 Salary Plan program, General Fund account in the Department of Administrative and
29 Financial Services in an amount up to \$2,957,670.02 for the fiscal year ending June 30,
30 2024 and in an amount up to \$4,362,810.90 for the fiscal year ending June 30, 2025 to
31 implement the economic terms of the collective bargaining agreements made between the
32 Judicial Department and the Maine Service Employees Association for the administrative
33 services bargaining unit, the supervisory services bargaining unit and the professional
34 services bargaining unit; made between the Judicial Department and the Maine State Law
35 Enforcement Association for the law enforcement bargaining unit; and for the costs of those
36 Judicial Department employees referred to in section 2 who are excluded from collective
37 bargaining pursuant to the Maine Revised Statutes, Title 26, section 1282, subsection 5,
38 paragraphs C, D, E and F.

39 **Sec. 4. Contingent effective date.** This Act takes effect only upon the ratification
40 by December 31, 2023 of collective bargaining agreements made between the Judicial
41 Department and the Maine Service Employees Association for the administrative services
42 bargaining unit, the supervisory services bargaining unit and the professional services

1 bargaining unit and between the Judicial Department and the Maine State Law
2 Enforcement Association for the law enforcement bargaining unit.

3 **Emergency clause.** In view of the emergency cited in the preamble, this legislation
4 takes effect when approved.

5 **SUMMARY**

6 This bill authorizes funding for collective bargaining agreements ratified by December
7 31, 2023 by the Judicial Department and the 4 bargaining units representing Judicial
8 Department employees.

9 **FISCAL NOTE REQUIRED**

10 **(See attached)**



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LD 2019

LR 2605(01)

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Fiscal Note for Original Bill

Sponsor: Sen. Carney of Cumberland

Committee: Not Referred

Fiscal Note Required: Yes

Fiscal Note

Current biennium cost increase - General Fund

Fiscal Detail and Notes

This bill authorizes the adjustment of salary schedules upward consistent with collective bargaining agreements reached by the Judicial Department and the bargaining units representing Judicial Department employees. Costs to the General Fund must be provided by the Salary Plan program, General Fund account within the Department of Administrative and Financial Services. Transfers from the Salary Plan are limited to up to \$2,957,670 in fiscal year 2023-24 and \$4,362,811 in fiscal year 2024-25.