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Date: (Filing No. S-)

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**STATE OF MAINE
SENATE
127TH LEGISLATURE
FIRST REGULAR SESSION**

SENATE AMENDMENT “ ” to COMMITTEE AMENDMENT “A” to S.P. 350, L.D. 1010, Bill, “An Act To Afford Public Employers Flexibility To Achieve Efficiency and Quality in Management”

Amend the amendment by striking out everything after the title and inserting the following:

'Amend the bill in section 1 by striking out all of paragraph C (page 1, lines 4 to 12 in L.D.) and inserting the following:

'C. To confer and negotiate in good faith with respect to wages, hours, working conditions and contract grievance arbitration, except that by such obligation neither party may be compelled to agree to a proposal or be required to make a concession nor, if the public employer is a school administrative unit, may either party negotiate regarding a school administrative unit's use of private contractors to perform noninstructional services or the elimination of employment positions resulting from the use of private contractors and except that public employers of teachers shall meet and consult but not negotiate with respect to educational policies; for the purpose of this paragraph, educational policies may not include wages, hours, working conditions or contract grievance arbitration;'

SUMMARY

The bill provides that the use of private contractors by a public employer to perform services for the public employer is not subject to negotiation in collective bargaining. This amendment, which incorporates the language of Committee Amendment "A," specifies that the provision of the bill applies only when the public employer is a school administrative unit and the use of contractors is for noninstructional services.

SPONSORED BY: _____

(Senator CUSHING III)

COUNTY: Penobscot

SENATE AMENDMENT