

# 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)

STATE OF MAINE  
116TH LEGISLATURE

FIRST REGULAR SESSION

BILL SUMMARIES  
JOINT STANDING COMMITTEE  
ON  
AGING, RETIREMENT AND VETERANS

JULY 1993

**Staff:**  
*Lisa Copenhaver, Legislative Analyst*

*Office of Policy and Legal Analysis  
Room 101, State House Station 13  
Augusta, ME 04333  
(207)287-1670*

**MEMBERS:**

*\*Sen. Bonnie L. Titcomb  
Sen. Dale McCormick  
Sen. Charles M. Webster*

*\*Rep. John Jalbert  
Rep. Mary R. Cathcart  
Rep. Jason Wentworth  
Rep. Marc J. Vigue  
Rep. Pamela H. Hatch  
Rep. Alvin L. Barth, Jr.  
Rep. Dean F. Clukey  
Rep. Henry L. Joy  
Rep. Brenda Birney Quint  
Rep. Robert L. Tufts*

*\*Denotes Chair*

MARTHA E. FREEMAN, DIRECTOR  
WILLIAM T. GLIDDEN, JR., PRINCIPAL ANALYST  
JULIE S. JONES, PRINCIPAL ANALYST  
DAVID C. ELLIOTT, PRINCIPAL ANALYST  
MARION HYLAN BARR  
JON CLARK  
LISA COPENHAVER  
DEBORAH C. FRIEDMAN  
MICHAEL D. HIGGINS  
JILL IPPOLITI



JOHN B. KNOX  
ROY W. LENARDSON  
PATRICK NORTON  
JANE ORBETON  
MARGARET J. REINSCH  
PAUL J. SAUCIER

JOHN G. KELLEY, RESEARCHER  
DARLENE A. SHORES LYNCH, RESEARCHER  
CARRIE C. McFADDEN, RESEARCHER

STATE OF MAINE  
OFFICE OF POLICY AND LEGAL ANALYSIS  
ROOM 101/107/135  
STATE HOUSE STATION 13  
AUGUSTA, MAINE 04333  
TEL: (207) 287-1670  
FAX (207) 287-1275

**ONE HUNDRED AND SIXTEENTH LEGISLATURE  
FIRST REGULAR SESSION**

**JOINT STANDING COMMITTEE  
BILL SUMMARIES**

**JULY 1993**

This document is a compilation of the bill summaries prepared by this office for the Joint Standing Committees and Joint Select Committees of the Maine Legislature. The volume is organized alphabetically by committee; within each committee, the summaries are arranged by LD number. A subject index is provided at the beginning of each committee's summaries.

The committee report or reports, the prime sponsor for each bill and the lead co-sponsor in each house if one has been designated are listed below each bill title. All adopted amendments are listed, by paper number (e.g., H-584 or S-222), together with the sponsor for floor amendments. Final action on each bill is listed to the right of the title. Various types of final action are abbreviated as follows:

*PUBLIC XXX*

*P&S XXX*

*RESOLVE XXX*

*CON RES XXX*

*EMERGENCY*

*CARRIED OVER*

*ONTP*

*ENACTMENT FAILED*

*INDEF PP*

*FAILED EMERGENCY ENACTMENT*

*FAILED MANDATE ENACTMENT*

*DIED BETWEEN BODIES*

*CONF CMTE UNABLE TO AGREE*

*VETO SUSTAINED*

*UNSIGNED*

*DIED ON ADJOURNMENT*

*Chapter # of enacted Public Law*

*Chapter # of enacted Private & Special Law*

*Chapter # of enacted Resolve*

*Chapter # of Constitutional Resolution passed by both Houses*

*Enacted law takes effect sooner than 90 days*

*Bill carried over to Second Session*

*Ought Not to Pass report accepted*

*Bill failed to get majority vote*

*Bill Indefinitely Postponed*

*Emergency bill failed to get 2/3 vote*

*Bill imposing local mandate failed to get 2/3 vote*

*House & Senate disagree; bill died*

*Committee of Conference formed but unable to agree*

*Legislature failed to override Governor's Veto*

*Not signed by Governor within 10 days*

*Action incomplete when session ended; bill died*

These summaries were prepared by the analyst or analysts assigned to the committee. But, this document was produced by the efforts of all the office staff, including secretaries: Charlene Raymond and Valarie Parlin.

If you have any suggestions or comments on these summaries, please let us know.

4693NRG

**SUMMARY**

This bill would have prohibited the State from contributing to benefits for Legislators on or after December 1, 1993. Legislators could still participate in the Maine State Retirement System health plan by paying the full premium and the State would have to pay a portion of the premium for an otherwise eligible retiree as long as that Legislator retires before December 1, 1993 or is eligible for the payment due to other state service. This bill would have retained all of the provisions of the Maine Legislative Retirement System except that creditable service could not be earned for service after November 30, 1993. Death benefits after November 30, 1993 are limited to the Legislator's accumulated contributions but would be unchanged for a former Legislator receiving a disability retirement allowance as of December 1, 1993. A cost-of-living adjustment may not be made to any legislative retirement allowance after November 30, 1993.

**LD 655      An Act Concerning Service-related Retirement for Certain Teachers      ONTP**

**SPONSOR(S)**                      **COMMITTEE REPORT**                      **AMENDMENTS ADOPTED**  
YOUNG                                      ONTP  
PARADIS J

**SUMMARY**

This bill would have enabled a teacher under the Maine State Retirement System who becomes unemployed because of a military base closure to become eligible for a service retirement benefit after 20 years of service.

**LD 872      An Act to Update and Modify the Appointment Process to the Board of Trustees of the Maine Veterans' Homes      ONTP**

**SPONSOR(S)**                      **COMMITTEE REPORT**                      **AMENDMENTS ADOPTED**  
HEINO                                      ONTP

**SUMMARY**

This bill would have altered the geographical distribution required for the membership of the Board of Trustees of the Maine Veterans' Homes. The bill also required that the board, in adopting rules, seek comments and information from members of veterans' organizations.

**LD 922      An Act to Clarify the Definition of Teacher under the Laws of the Maine State Retirement System      PUBLIC 463**

**SPONSOR(S)**                      **COMMITTEE REPORT**                      **AMENDMENTS ADOPTED**  
PFEIFFER                                      OTP-AM                                      H-369  
S-362      PEARSON

**SUMMARY**

This bill ensures that there is no reduction of earnable compensation and creditable service for teachers affected by the Maine Retirement System for released time spent performing the part-time duties of the office of president of a certified bargaining agent. The released time provision must be negotiated as part of a collective bargaining agreement and appropriate withholdings must be made to the Maine State Retirement System by the school administrative unit on the part-time president's earnings.

The committee amendment (H-369) provides that the local school administrative unit or the collective bargaining agent must pay for the employer retirement cost, except for the amount allotted to the unfunded liability. The Senate amendment to the committee amendment (S-362) adds a municipal mandate preamble.

**LD 1022      An Act to Amend the Maine State Retirement System Laws      PUBLIC 250**  
**Related to the Participating Local Districts Consolidated      EMERGENCY**  
**Plan**

<b>SPONSOR(S)</b>	<b>COMMITTEE REPORT</b>	<b>AMENDMENTS ADOPTED</b>
JALBERT	OTP-AM	H-327

**SUMMARY**

This bill amends the laws related to the participating local districts consolidated retirement plan to add a provision that all current participating local districts must elect to join, be transferred to the consolidated plan or withdraw from the system. Presently, the law does not authorize such a provision in the rules. The bill also extends the date of the section that repeals the Participating Local District Advisory Committee from June 30, 1993 to June 30, 1996, and makes a definitional change necessary to implement the purpose of the consolidated plan. The committee amendment (H-327) clarifies the date after which a local districts options are limited to those provided in the consolidated plan and adds a fiscal note.

**LD 1031      An Act to Extend Burial Eligibility for Dependent Children      PUBLIC 150**

<b>SPONSOR(S)</b>	<b>COMMITTEE REPORT</b>	<b>AMENDMENTS ADOPTED</b>
HEINO	OTP-AM	H-213

**SUMMARY**

This bill extends burial eligibility in the Veteran's Memorial Cemetery to unmarried dependent children of veterans.

The committee amendment (H-213) limits the scope of the original bill by requiring that the dependent child have been enrolled in secondary school at the time of death in order to be eligible for burial in the Veteran's Memorial Cemetery. The amendment also ensures that a minor child not enrolled in school is not inadvertently excluded and also adds a fiscal note.

**LD 1058      An Act to Clarify Mandatory Coverage Requirements for      CARRIED OVER**  
**Participating Local Districts within the Maine State**  
**Retirement System**

<b>SPONSOR(S)</b>	<b>COMMITTEE REPORT</b>	<b>AMENDMENTS ADOPTED</b>
SAXL BALDACCI		

**SUMMARY**

This bill makes changes to the laws governing mandatory coverage requirements for participating local districts within the Maine State Retirement System. The bill provides that no class of regular full-time employees may be exempted by the local district from participation in the retirement plan unless those employees are subject to regular withholdings under provisions of the federal Social Security Act or are