

MAINE STATE LEGISLATURE

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Sept. 13, 1974

W. G. Blodgett, Executive Director

Maine State Retirement System

Charles R. Larouche, Assistant

Attorney General

**Eligibility of Vocational Education Regions to Participate in the
Maine State Retirement System as Participating Districts**

This replies to your memorandum of August 30, 1974 concerning subject. You ask whether or not the vocational regions created by 20 M.R.S.A. § 2356-A, §§ 5 are eligible for participation in the state retirement system as participating local districts under 5 M.R.S.A. § 1092 §§ 1? The answer to this question is affirmative.

20 M.R.S.A. § 2356-A §§ 5 provides:

"The cooperative boards of the eleven new regions for vocational education as set forth in this subsection shall have all the rights and duties that are set forth in sections 309, 309-A and 309-B"

It appears from 20 M.R.S.A. § 309 " a cooperative board is declared to be a quasi-municipal corporation".

Your next ask what documentation or action between governing bodies should be provided to the Maine State Retirement System in order to permit their participation in the system? The answer to that question seems to be provided in 5 M.R.S.A. § 1092, §§ 1 which states:

" - - - file with the board a duly certified copy of the resolutions of the county commissioners or of the city council or such corresponding body approving such participation and the extent of the benefits which shall apply."

In this case it would seem that a vote by the members of the cooperative board of the vocational region on the question of participation and the extent of benefits is the required action and a duly certified copy of the minutes of the meeting recording that vote is the required documentation.

If I can be of any further assistance to you in this matter, please advise me.

CHARLES R. LAROCHE
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CRL/bls