

MAINE STATE LEGISLATURE

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FIRST REGULAR SESSION

ONE HUNDRED AND TENTH LEGISLATURE

Legislative Document

No. 338

H. P. 294

House of Representatives, January 20, 1981

Referred to the Committee on State Government. Sent up for concurrence and ordered printed.

EDWIN H. PERT, Clerk

Presented by Representative Rolde of York.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED AND EIGHTY-ONE

RESOLUTION, Proposing an Amendment to the Constitution of Maine to Maintain and Protect the Integrity of the Maine State Retirement System.

Constitutional amendment. RESOLVED: Two-thirds of each branch of the Legislature concurring, that the following amendment to the Constitution of Maine be proposed:

Constitution, Art. IX, § 20 is enacted to read:

Section 20. Appropriation of funds to the Maine State Retirement System. Based upon actuarial reserve requirements, determined by the Board of Trustees of the Maine State Retirement System, there is appropriated and transferred to the Maine State Retirement System, on an annual basis, amounts of money which are sufficient in amount for the current payment of the employer's costs of all current charges relating to the Maine State Retirement System and which shall be credited to the appropriate funds of the Maine State Retirement System. Current charges shall not include any amounts paid out but not funded by the State as of June 30, 1977, for persons formerly subject to the Maine Revised Statutes of 1944, chapter 37, sections 212 to 220. The trustees may request, and there may be appropriated, amounts in excess of current charges.

Constitutional referendum procedure; form of question; effective date. Resolved: That the city aldermen, town selectmen and plantation assessors of this State shall notify the inhabitants of their respective cities, towns and plantations to meet, in the manner prescribed by law for holding a statewide

election at a special statewide election, on the Tuesday following the first Monday of November following the passage of this resolution, to vote upon the ratification of the amendment proposed in this resolution by voting upon the following question:

“Shall the Constitution of Maine be amended to maintain and protect the integrity of the Maine State Retirement System?”

The legal voters of each city, town and plantation shall vote by ballot on this question, and shall designate their choice by a cross or check mark placed within the corresponding square below the word “Yes” or “No.” The ballots shall be received, sorted, counted and declared in open ward, town and plantation meetings and returns made to the Secretary of State in the same manner as votes for members of the Legislature. The Governor shall review the returns and, if it appears that a majority of the legal votes are in favor of the amendment, the Governor shall proclaim that fact without delay and the amendment shall become part of the Constitution on the date of the proclamation.

Secretary of State shall prepare ballots. Resolved: That the Secretary of State shall prepare and furnish to each city, town and plantation all ballots, returns and copies of this resolution necessary to carry out the purposes of this referendum.

STATEMENT OF FACT

The purpose of this constitutional resolution is to make the appropriation of funds to the Maine State Retirement System by the State of Maine for state employee and teacher retirement costs mandatory on the part of the executive and legislative branches of State Government.