

MAINE STATE LEGISLATURE

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1 (EMERGENCY)
2 (After Deadline)
3 SECOND REGULAR SESSION
4

5 ONE HUNDRED AND TENTH LEGISLATURE
6

7 **Legislative Document**

No. 1760

9 H. P. 1770 House of Representatives, January 7, 1982
10 Approved by a Majority of the Legislative Council pursuant to Joint
11 Rule 27.
12 Referred to the Committee on Aging, Retirement and Veterans.
Sent up for concurrence and ordered printed.

EDWIN H. PERT, Clerk

13 Presented by Representative Perry of Mexico.
14
15

16 STATE OF MAINE
17

18 IN THE YEAR OF OUR LORD
19 NINETEEN HUNDRED AND EIGHTY-TWO
20

21 **AN ACT to Permit the Town of Mexico to Withdraw**
22 **from the Maine State Retirement System.**
23

24 **Emergency preamble.** Whereas, Acts of the Legislature
25 do not become effective until 90 days after adjournment
26 unless enacted as emergencies; and

27 Whereas, the employees of the Town of Mexico are cur-
28 rently participating in the Maine State Retirement System in
29 addition to participating in the Social Security System; and

30 Whereas, the benefit plans of these 2 systems are, to a
31 certain extent, duplicative; and

1 Whereas, it is needlessly expensive for the employees
2 and the employers to continue to fund both retirement plans;
3 and

4 Whereas, this burdensome expense and duplicative bene-
5 fit coverage should be reduced as soon as possible; and

6 Whereas, in the judgment of the Legislature, these
7 facts create an emergency within the meaning of the Consti-
8 tution of Maine and require the following legislation as
9 immediately necessary for the preservation of the public
10 peace, health and safety; now, therefore,

11 Be it enacted by the People of the State of Maine, as follows:

12 **Sec. 1. Withdrawal from Maine State Retirement System**
13 **authorized; procedure.** The Town of Mexico, hereinafter
14 called "the district" presently a participating local dis-
15 trict in the Maine State Retirement System hereinafter
16 called the "the system," is authorized to withdraw from fur-
17 ther participation in the system upon the terms and condi-
18 tions hereinafter set forth.

19 The withdrawal shall be accomplished by a majority vote
20 of the board of selectmen at any duly warned, called and
21 held meeting thereof. Upon the vote the chief fiscal offi-
22 cer of the district shall certify the same to the trustees
23 of the system and the withdrawal shall become effective on
24 the last day of the calendar month in which the certificate
25 is received by the trustees.

26 **Sec. 2. Certain withdrawals of contributions author-**
27 **ized.** Any employee of the town who has made contributions
28 to the system may withdraw the contributions in the manner
29 provided by the Revised Statutes, Title 5, section 1096, as
30 amended; provided that an application for the withdrawal
31 shall be made not later than one year after the effective
32 date of withdrawal by the town from the system.

33 **Sec. 3. Effect of withdrawal.**

34 1. Any employee of the town who withdraws his contri-
35 bution or any person who begins employment after the effec-
36 tive date of withdrawal of the town from the system may not
37 be a participant in the Maine State Retirement System as an
38 employee of the Town of Mexico.

