

# MAINE STATE LEGISLATURE

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1 FIRST REGULAR SESSION  
2

3 ONE HUNDRED AND TWELFTH LEGISLATURE  
4

5 Legislative Document

No. 653

7 H.P. 451

House of Representatives, February 21, 1985

8 Referred to the Committee on Aging, Retirement and Veterans. Sent up  
9 for concurrence and ordered printed.

10 EDWIN H. PERT, Clerk

Presented by Representative Stevenson of Unity.

11  
12 STATE OF MAINE  
13

14 IN THE YEAR OF OUR LORD  
15 NINETEEN HUNDRED AND EIGHTY-FIVE  
16

17 AN ACT to Provide for the Inclusion of State  
18 Paid Employee Retirement Contributions  
19 as Part of the Earnable Compensation of  
20 Confidential Employees.  
21

22 Be it enacted by the People of the State of Maine as  
23 follows:

24 Sec. 1. PL 1981, c. 453, §12, sub-§4, is amended  
25 by adding at the end a new sentence to read:

26 The amount that a member would otherwise be required  
27 to pay as an employee's contribution shall be consid-  
28 ered part of the employee's earnable compensation.

29 Sec. 2. PL 1981, c. 453, §13, is amended by add-  
30 ing at the end a new sentence to read:

31 Section 12, subsection 4, shall be applicable to em-  
32 ployees affected by this section.

1       Sec. 3. Application. All employee and employer  
2 contributions paid by the State on or after July 1,  
3 1986, and all retirement allowances paid on and after  
4 July 1, 1986, shall be based upon this Act.

5                               STATEMENT OF FACT

6       The purpose of this bill is to restore to certain  
7 confidential state employees the benefits they lost  
8 with the enactment of Public Law 1981, chapter 453.  
9 Chapter 453 provided that, in lieu of a salary in-  
10 crease in 1981, the State would pay the mandatory re-  
11 tirement contribution for confidential employees.  
12 This created an inequitable situation with regard to  
13 retirement benefits, as these employees now have low-  
14 er gross salaries than those employees who received  
15 salary increases. Retirement benefits are based on  
16 an employee's gross salary. The 2 sentences that  
17 this bill adds to chapter 453 brings these employees,  
18 who are mainly career state employees in  
19 midmanagement positions, up to par in regard to re-  
20 tirement benefits when compared with the benefits  
21 provided similarly situated employees who are not  
22 classified as confidential. Section 3 of this bill  
23 provides that persons retired before July 1, 1986, as  
24 well as those who retire subsequently, shall be enti-  
25 tled to the increase in their retirement allowances.

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