

MAINE STATE LEGISLATURE

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1 SECOND REGULAR SESSION
2

3 ONE HUNDRED AND TWELFTH LEGISLATURE
4

5 Legislative Document

No. 2135

6
7 H.P. 1513

House of Representatives, March 4, 1986

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

9 EDWIN H. PERT, Clerk

10 Presented by Representative Rydell of Brunswick.

Cosponsored by Senator Clark of Cumberland, Senator Maybury of
Penobscot and Representative Taylor of Camden.

11
12 STATE OF MAINE
13

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

17 AN ACT to Insure the Rights of the Staff of
18 the Projects Serving Preschool
19 Handicapped Children and Other
20 Preschool Teachers Employed by Public
21 Schools to Receive Maine State
22 Retirement.
23

24 Be it enacted by the People of the State of Maine as
25 follows:

26 Sec. 1. 5 MRSA §1001, sub-§25 is amended to
27 read:

28 25. Teacher. "Teacher" shall mean means any
29 teacher, preschool teacher, principal, supervisor,
30 school nurse, school dietitian, school secretary or
31 superintendent employed in any public school, includ-
32 ing teachers in unorganized territory. Preschool co-
33 ordination project personnel hired prior to July 1,
34 1986, who elected to be members of the Maine State
35 Retirement System, shall be included in the defini-
36 tion of teachers under this subsection and be consid-

1 ered members of the system from the date they were
2 hired.

3 Sec. 2. Credible service for preschool teachers
4 and personnel of preschool coordination projects.
5 The intent of the Maine Revised Statutes, Title 5,
6 section 1001, subsection 25, is as follows:

7 1. Preschool teachers. To clarify that pre-
8 school teachers hired by public schools should always
9 have been included in the definition of "teacher" un-
10 der the Maine Revised Statutes, Title 5, section
11 1001, subsection 25, and that those hired before the
12 effective date of this Act shall be considered mem-
13 bers of the Maine State Retirement System from the
14 date they were hired; and

15 2. Preschool coordination project personnel. To
16 include in the definition of "teacher" under the
17 Maine Revised Statutes, Title 5, section 1001, sub-
18 section 25, preschool coordination project personnel
19 who were hired before July 1, 1986, and

20 A. Who elected to join the Maine State Retire-
21 ment System; or

22 B. If they were already a member because of pri-
23 or employment as a teacher or state employee, who
24 elected to continue their membership in, the
25 Maine State Retirement System.

26 These teachers shall be considered members of the
27 Maine State Retirement System from the date they were
28 hired or first became members of the system, whichev-
29 er comes first.

30 Preschool coordination project personnel who did not
31 elect to join the Maine State Retirement System or
32 those who were first hired by a preschool project af-
33 ter July 1, 1986, shall not have the right to be mem-
34 bers of the Maine State Retirement System.

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STATEMENT OF FACT

2 This bill grandfathers those preschool coordina-
3 tion project staff who elected to become members of
4 the Maine State Retirement System when they were
5 hired. It also clarifies that preschool coordination
6 project personnel who did not elect to join the sys-
7 tem or who were hired after July 1, 1986, shall be
8 part of the United States Social Security System. It
9 also makes it clear that preschool teachers hired by
10 school administrative units should be included in the
11 definition of "teacher" by the Maine State Retirement
12 System. It is meant to clarify existing practice
13 where these individuals are presently contributing to
14 the Maine State Retirement System.

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