

MAINE STATE LEGISLATURE

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115th MAINE LEGISLATURE

FIRST REGULAR SESSION-1991

Legislative Document

No. 1157

S.P. 436

In Senate, March 18, 1991

Reference to the Committee on Aging, Retirement and Veterans suggested and ordered printed.

A handwritten signature in cursive script that reads "Joy J. O'Brien".

JOY J. O'BRIEN
Secretary of the Senate

Presented by Senator CLARK of Cumberland

Cosponsored by Representative JALBERT of Lisbon and Representative O'DEA of Orono.

STATE OF MAINE

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

An Act to Amend the Teacher Retirement Laws.

(EMERGENCY)



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

Whereas, it is sound policy to encourage public school teachers to pursue leadership opportunities; and

Whereas, some teachers would refrain from seeking the presidency of the Maine Teachers Association because of retirement consequences; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

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

Sec. 1. 5 MRSA §17001, sub-§42, as repealed and replaced by PL 1989, c. 878, Pt. D, §4, is amended by adding at the end a new blocked paragraph to read:

"Teacher" also includes a person who is on a 2-year leave of absence from a position as a teacher and is duly elected as President of the Maine Teachers Association.

Sec. 2. 5 MRSA §17154, sub-§6, ¶D is enacted to read:

D. Notwithstanding this section, the employer retirement cost related to the retirement system applicable to a teacher who is permitted to continue to accrue service credit while on a 2-year leave of absence and serving as President of the Maine Teachers Association must be paid from funds provided by the Maine Teachers Association.

Sec. 3. Application. This Act applies to teacher members of the Maine State Retirement System holding the office of President of the Maine Teachers Association on or after September 1, 1990.

Emergency clause. In view of the emergency cited in the preamble, this Act takes effect when approved.

STATEMENT OF FACT

This bill allows a teacher to seek leadership opportunities with the Maine Teachers Association and continue as a member of the Maine State Retirement System. The retirement consequences have limited the options of many teachers considering the position of President of the Maine Teachers Association.