



# 115th MAINE LEGISLATURE

### **FIRST REGULAR SESSION-1991**

#### Legislative Document

No. 1325

#### S.P. 487

In Senate, March 28, 1991

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

JOY J. O'BRIEN Secretary of the Senate

Presented by Senator McCORMICK of Kennebec

STATE OF MAINE

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

An Act to Extend the Period of Time to Allow Certain School Secretaries to Elect Not to Be Members of the Maine State Retirement System.

(EMERGENCY)

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

Whereas, unless this legislation is enacted as an emergency measure, some school secretaries could suffer serious financial hardship at retirement; 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,

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

Sec. 1. PL 1989, c. 550, §3, last ¶, as enacted by PL 1989, c. 821, is amended to read:

Notwithstanding other provisions of this section, employees 20 of public schools on June 30, 1989, who were employed as school 22 secretaries and who, due to error or oversight, were not members of the Maine State Retirement System or for whom no contributions were being made to the Maine State Retirement System on June 30, 24 1989, or for any period of time prior to that date, may elect not to be members by giving written notice to the Executive Director 26 of the Maine State Retirement System on or before January-17-1991 July 1, 1991 to be effective July 1, 1991. This election is 28 irrevocable.

Sec. 2. Retroactivity. This Act applies retroactively to 32 January 1, 1991.

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

#### STATEMENT OF FACT

The Social Security System will recognize school secretaries to be part of the Social Security System as of July 1, 1991. The original date of irrevocable election was January 1, 1991. School secretaries choosing retirement coverage through the Maine State Retirement System prior to January 1, 1991 are ineligible for the social security coverage and may suffer serious financial hardship at retirement.

48 This bill changes the date of irrevocable election to the Maine State Retirement System from January 1, 1991 to July 1, 50 1991.