

MAINE STATE LEGISLATURE

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115th MAINE LEGISLATURE

FIRST REGULAR SESSION-1991

Legislative Document

No. 1815

H.P. 1248

House of Representatives, May 7, 1991

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

A handwritten signature in cursive script that reads "Ed Pert".

EDWIN H. PERT, Clerk

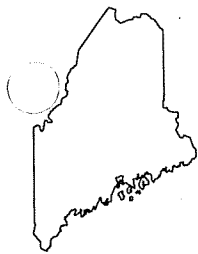
Presented by Representative MANNING of Portland.

Cosponsored by Representative JALBERT of Lisbon and Representative HANDY of Lewiston.

STATE OF MAINE

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

An Act to Authorize Employees of a Participating Local District to Participate in a Qualified Alternative Pension Plan.



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

2
3 **Sec. 1. 5 MRSA §18801, sub-§§1 and 2, as enacted by PL 1989, c.**
4 **811, §3, are amended to read:**

6 **1. Plan content.** Benefits provided by the plan must be
7 selected from benefits included in chapter 423, chapter 425 or
8 this chapter and must include, but are not limited to:

10 A. Service retirement benefits, including:

12 (1) Several plans, with levels of benefits to meet the
13 needs of various classes of employees and employers; and

14 (2) Portability of benefits when a member changes
15 plans or employers;

18 B. Death benefits;

20 C. Disability retirement benefits;

22 D. Compulsory ~~and optional membership~~ requirements, ~~and~~
23 except:

24 (1) Optional membership for those employees permitted
25 optional membership under chapter 425; and

26 (2) Optional membership for those employees who are
27 not subject to the municipal public employees labor
28 relations laws contained in Title 26, chapter 9-A; and

30 E. A defined contribution plan consistent with the United
31 States Internal Revenue Code.

32 **2. Amendments.** Any benefit provision selected from chapter
33 423, chapter 425 or this chapter to be included in the plan that
34 is subsequently amended is not considered to have been amended
35 for purposes of the plan until the rule that established the plan
36 is amended to include the amended version of the benefit
37 provision.
38

40 **Sec. 2. 5 MRSA §18806, sub-§3 is enacted to read:**

42 **3. Ancillary benefits.** The plan must include disability
43 benefits and death benefits for those employees who choose not to
44 be members under section 18801, subsection 1, paragraph D and who
45 participate in the defined contribution plan.
46

STATEMENT OF FACT

2
4 The purpose of this bill is to permit employees of
6 participating local districts who are not subject to the laws
8 governing municipal public employees labor relations to choose
10 whether or not to be members of the Maine State Retirement System
12 as part of the defined benefit plan and to participate in the
defined contribution plan offered under the participating local
district consolidated plan. The bill also provides for use of
benefit provisions from the chapter relating to state employees
and teachers in the participating local district consolidated
plan.