

MAINE STATE LEGISLATURE

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117th MAINE LEGISLATURE

FIRST REGULAR SESSION-1995

Legislative Document

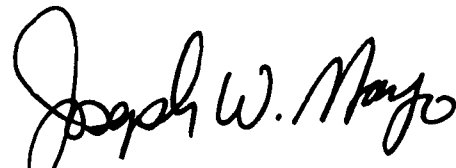
No. 1035

H.P. 761

House of Representatives, March 28, 1995

Resolve, to Create the Teacher Retirement Advisory Committee.

Reference to the Committee on Labor suggested and ordered printed.


JOSEPH W. MAYO, Clerk

Presented by Representative FISHER of Brewer.
Cosponsored by Representatives: DiPIETRO of South Portland, ETNIER of Harpswell,
GAMACHE of Lewiston, JONES of Bar Harbor, KEANE of Old Town, LEMAIRE of
Lewiston, POVICH of Ellsworth, STEVENS of Orono, TRUE of Fryeburg, TRUMAN of
Biddeford, VOLENIK of Sedgwick, Senators: PARADIS of Aroostook, RUHLIN of Penobscot.

2 **Sec. 1. Committee established. Resolved:** That the Teacher
Retirement Advisory Committee, referred to in this resolve as the
"committee," is established; and be it further

4
6 **Sec. 2. Members. Resolved:** That the committee consists of 7
members as follows:

8 1. One Senator from either the Joint Standing Committee on
Labor or the Joint Standing Committee on Education and Cultural
10 Affairs, appointed by the President of the Senate;

12 2. Two Representatives from either the Joint Standing
Committee on Labor or the Joint Standing Committee on Education
14 and Cultural Affairs, appointed by the Speaker of the House of
Representatives;

16 3. One member appointed by the Maine Education Association;

18 4. One member appointed by the Maine School Management
20 Association;

22 5. One member from the Maine State Retirement System,
appointed by the Board of Trustees of the Maine State Retirement
24 System; and

26 6. One member from the Department of Education, appointed
by the Governor; and be it further

28 **Sec. 3. Deadline for appointments; organizational meeting.**
30 **Resolved:** That all appointments must be made no later than 14
days following the effective date of this resolve. The
32 appointing authorities shall notify the Executive Director of the
Legislative Council upon making their appointments. When
34 appointment of all members of the committee is completed, the
chair of the Legislative Council shall call the committee
36 together for its first meeting no later than November 15, 1995.
The committee shall select a chair from among its members; and be
38 it further

40 **Sec. 4. Duties. Resolved:** That the committee shall examine the
issue of whether extracurricular stipends should be included or
42 excluded from earnable compensation for teacher retirement
purposes. In its examination of this issue, the committee shall
44 consider the following:

46 1. Whether a recommended change to the definition of
"earnable compensation" should be applied so that teachers who
48 already have been compensated for stipendiary positions for an
extended period of time, including the 3 years in which their
50 earnings were highest, will be entitled to have those earnings
included in their average final compensation;

2 2. Whether a percentage of any excluded extracurricular
4 stipends may be deposited in a defined contribution plan or other
retirement option; and

6 3. An effective date for any recommended changes that
8 permits local school districts and employees to make a smooth
transition to recommendations from the committee.

10 The committee shall report its findings, recommendations and
12 any necessary implementing legislation to the Joint Standing
Committee on Labor no later than February 15, 1996; and be it
14 further

16 **Sec. 5. Staff assistance. Resolved:** That the Maine State
18 Retirement System shall provide staff assistance to the committee
upon its request; and be it further

20 **Sec. 6. Expenses. Resolved:** That the legislative members of
22 the committee are entitled to receive reimbursement for expenses
and legislative per diem for meetings that they attend. The
24 Legislative Council shall absorb the cost of the committee within
existing resources.

26 **STATEMENT OF FACT**

28 This resolve creates the Teacher Retirement Advisory
30 Committee to examine the issue of whether extracurricular
stipends should be included or excluded from earnable
compensation for teacher retirement purposes.