

# MAINE STATE LEGISLATURE

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LEGAL AND VETERANS AFFAIRS

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
121ST LEGISLATURE
FIRST REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 1106, L.D. 1513, Bill, "An Act To Update the Department of Defense, Veterans and Emergency Management Laws"

Amend the bill by striking out all of section 1 and inserting in its place the following:

'Sec. 1. 5 MRSA §17652, sub-§4 is enacted to read:

4. Certain members of the Maine National Guard. A member of the Maine National Guard who is not governed by section 17651 and who is on active state service for more than 15 consecutive days pursuant to Title 37-B may elect to be a member of the Maine State Retirement System. A member of the Maine National Guard on active state service pursuant to Title 37-B who does not elect to participate in the Maine State Retirement System or is not eligible to participate in the Maine State Retirement System shall participate in the United States Social Security System. Once a member of the Maine National Guard makes an election under this subsection, that election is irrevocable. A member of the Maine National Guard on active state service pursuant to Title 37-B may participate in the tax-deferred arrangement of chapter 67.'

Further amend the bill by inserting after section 2 the following:

'Sec. 3. 37-B MRSA §264, sub-§3, ¶H, as amended by PL 2001, c. 662, §28, is further amended to read:

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2 H. The Caribou Armory, located at 55 Bennett Drive,  
Caribou, for market value but not including the  
4 organizational maintenance shop, known as OMS5, nor the  
metal storage building; and

6 **Sec. 4. 37-B MRSA §264, sub-§3, ¶I,** as enacted by PL 2001, c.  
662, §29, is amended to read:

8  
10 I. The Fort Fairfield Armory located at 25 Columbia Street,  
Fort Fairfield; and

12 **Sec. 5. 37-B MRSA §264, sub-§3, ¶J** is enacted to read:

14 J. The Saco Armory located at 75 Franklin Street, Saco,  
16 Maine, by means of a quitclaim deed as long as the purchaser  
agrees to indemnify and hold harmless the State from all  
18 claims, including any environmental clean-up costs that may  
arise in connection with the land or the buildings  
constituting the armory.'

20  
22 Further amend the bill by relettering or renumbering any  
nonconsecutive Part letter or section number to read  
consecutively.

24

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### SUMMARY

28 This amendment revises the provision regarding optional  
membership in the Maine State Retirement System for certain Maine  
30 National Guard members to clarify that election is irrevocable  
and to eliminate the retroactive purchase of retirement benefits  
32 that was included in the bill. This amendment also adds a  
provision to the bill authorizing the Adjutant General to sell  
34 the Saco Armory.

FISCAL NOTE REQUIRED  
(See attached)

# COMMITTEE AMENDMENT



**121st Maine Legislature  
Office of Fiscal and Program Review**

**LD 1513  
An Act to Update the Department of Defense, Veterans and Emergency  
Management Laws**

**LR 1889(02)  
Fiscal Note for Bill as Amended by Committee Amendment " "  
Committee: Legal and Veterans Affairs  
Fiscal Note Required: Yes**

**Fiscal Note**

Undetermined current biennium cost increase - Federal Expenditures Fund  
Undetermined current biennium cost increase - Other Special Revenue Funds  
Current biennium revenue increase - Other Special Revenue Funds

	<b>2003-04</b>	<b>2004-05</b>	<b>Projections 2005-06</b>	<b>Projections 2006-07</b>
<b>Revenue</b>				
Other Special Revenue Funds	\$400,000	\$0	\$0	\$0

**Fiscal Detail and Notes**

Permitting a Maine National Guard member on active status for more than 15 days to obtain service credit in the Maine State Retirement System will increase the normal cost component of the employer retirement rate associated with the payroll of those employees that join the system. The additional cost to the Military Training and Operations program within the Department of Defense, Veterans and Emergency Management can not be determined at this time and will depend on the number of eligible Maine National Guard members who choose to join the Maine State Retirement System.

Allowing the sale of the Saco Armory will generate an estimated \$400,000 in Other Special Revenue Funds revenue which will be collected by the Department of Defense, Veterans and Emergency Management in fiscal year 2003-04. Any additional cost to the University of Maine associated with the Director of the Senator George J. Mitchell Center for Environmental and Watershed Research serving on the River Flow Advisory Commission can be absorbed utilizing existing budgeted resources.