

# MAINE STATE LEGISLATURE

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# 121st MAINE LEGISLATURE

## SECOND REGULAR SESSION-2004

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Legislative Document

No. 1656

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H.P. 1231

House of Representatives, December 15, 2003

**An Act To Establish the Administrative Operating Budget for the  
Maine State Retirement System for the Fiscal Year Ending June 30,  
2005**

(EMERGENCY)

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Reported by Representative SMITH of Van Buren for the Maine State Retirement System pursuant to the Maine Revised Statutes, Title 5, section 17103, subsection 13.

Received by the Clerk of the House on December 11, 2003. Referred to the Committee on Labor pursuant to Joint Rule 308.2 and ordered printed pursuant to Joint Rule 401.

*Millicent M. MacFarland*  
MILLICENT M. MacFARLAND  
Clerk

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

4  
6           **Whereas,** the 90-day period may not terminate until after the  
beginning of the next fiscal year; and

8           **Whereas,** certain obligations and expenses incident to the  
operation of the Maine State Retirement System will become due  
and payable before the 90-day period may terminate; and

10  
12           **Whereas,** in the judgment of the Legislature, these facts  
create an emergency within the meaning of the Constitution of  
14           Maine and require the following legislation as immediately  
necessary for the preservation of the public peace, health and  
16           safety; now, therefore,

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

20           **Sec. 1. Allocation of funds.** Administrative operating expenses  
of the Maine State Retirement System for the fiscal year ending  
22           June 30, 2005 must be paid from the retirement system's Expense  
Fund in accordance with the following schedule.

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26  
28

	<b>2004-05</b>
<b>MAINE STATE RETIREMENT SYSTEM</b>	
Personal Services	\$7,098,675
All Other	2,860,570
<b>MAINE STATE RETIREMENT SYSTEM</b>	
<b>TOTAL ALLOCATIONS</b>	<u>\$9,959,245</u>

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34           **Sec. 2. Attribution of costs.** The expenses identified in section  
36           1 are attributed as follows.

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	<b>2004-05</b>
<b>MAINE STATE RETIREMENT SYSTEM</b>	
General Fund	\$6,697,592
Non-General Fund	1,508,826
Participating Local District and Other	1,752,827
<b>MAINE STATE RETIREMENT SYSTEM</b>	
<b>TOTAL ATTRIBUTIONS</b>	<u>\$9,959,245</u>

2           **Sec. 3. Transfers of allocations; year-end balances.** Transfers of  
3 allocations and carry-forwards of unexpended balances must be  
4 carried out in accordance with the Maine Revised Statutes, Title  
5, section 17103, subsection 13.

6  
7           **Sec. 4. Collective bargaining agreements approval.** As required  
8 by the Maine Revised Statutes, Title 5, section 17103, subsection  
14, collective bargaining agreements covering the period  
10 beginning November 1, 2003 and ending October 31, 2006 between  
the Maine State Retirement System and the Maine State Employees  
12 Association for the retirement system's administrative services,  
professional-technical and supervisory bargaining units are  
14 approved. The allocations made in section 1 and the attributions  
made in section 2 include the amounts required to fund the  
16 collective bargaining agreements in fiscal year 2004-05. Amounts  
required to fund the collective bargaining agreements in fiscal  
18 year 2005-06 and 4 months of fiscal year 2006-07 are subject to  
specific appropriation requests to be submitted to the 122nd  
20 Legislature for review and approval.

22           **Sec. 5. Authorization to expend retirement system reserve  
23 administrative operating funds.** Of the amount authorized to be  
24 expended in section 1 for the administrative costs of the Maine  
State Retirement System, \$400,000 must be provided from the  
26 system's reserve administrative operating funds.

28           **Emergency clause.** In view of the emergency cited in the  
preamble, this Act takes effect July 1, 2004.

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### SUMMARY

34           Effective July 1, 1993, the Maine State Retirement System is  
required by statute to present its annual operating budget to the  
36 Legislature for approval. This bill is the system's 11th annual  
budget. It is for fiscal year 2004-05.

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40           This bill identifies the retirement system's personal  
services costs and its costs for all other operating expenses.

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44           For information purposes, the bill presents the attribution  
of expenses to the 3 retirement system member and employer  
categories: General Fund, Non-General Fund and Participating  
Local District.