

# MAINE STATE LEGISLATURE

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MS  
2008

L.D. 1919

DATE: 4-14-04

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STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
121ST LEGISLATURE  
SECOND SPECIAL SESSION

HOUSE AMENDMENT "H" to COMMITTEE AMENDMENT "A" to H.P. 1420, L.D. 1919, Bill, "An Act To Make Supplemental Appropriations and Allocations for the Expenditures of State Government and To Change Certain Provisions of the Law Necessary to the Proper Operations of State Government for the Fiscal Years Ending June 30, 2004 and June 30, 2005"

Amend the amendment in Part DDDD by adding after section 1 the following:

'Sec. DDDD-2. 20-A MRSA §13451, sub-§3, as amended by PL 2003, c. 451, Pt. OO, §1, is further amended to read:

3. **Payment by State.** The State shall pay a percentage of the retired teacher members' share of this insurance according to the following schedule:

- A. Thirty percent until July 1, 2002;
- B. Thirty-five percent from July 1, 2002 to July 31, 2003; and
- C. Forty percent after July 31, 2003.

Effective April 1, 2004, the State makes a solemn contractual commitment to each vested teacher that the percentage of the vested teacher's share of health insurance to be paid by the State will be no less than the percentage committed at the time the teacher met the applicable creditable service requirement for eligibility to receive a retirement benefit, at the applicable age if so required, under Title 5, section 17851.

For purposes of this subsection, "vested teacher" means a teacher who, on or after April 1, 2004, meets the applicable creditable

**HOUSE AMENDMENT**

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service requirement for eligibility to receive a retirement  
benefit, at the applicable age if so required, under Title 5,  
section 17851.


This solemn contractual commitment is protected under the  
contract clause of the Constitution of Maine, Article I, Section  
11 and the United States Constitution, Article I, Section 10.'

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

### SUMMARY

This amendment makes the percentage of the retired teacher  
members' share of health insurance paid by the State pursuant to  
statute a solemn contractual commitment.

**FISCAL NOTE REQUIRED**  
(See attached)

SPONSORED BY:   
(Representative BOWEN)

TOWN: Rockport

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



**LD 1919**

**An Act to Make Supplemental Appropriations and Allocations for the Expenditures of State Government and to Change Certain Provisions of the Law Necessary to the Proper Operations of State Government for the Fiscal Years Ending June 30, 2004 and June 30, 2005**

**LR 2833(35)**

**Fiscal Note for House Amendment " " to Committee Amendment "A"**

**Sponsor: Rep. Bowen**

**Fiscal Note Required: Yes**

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**Fiscal Note**

**Fiscal Detail and Notes**

This amendment will have no net effect on General Fund appropriations and revenue and a balanced budget is maintained for the 2004-2005 biennium.