

# MAINE STATE LEGISLATURE

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STATE OF MAINE  
SENATE  
122ND LEGISLATURE  
FIRST SPECIAL SESSION

SENATE AMENDMENT "A" to COMMITTEE AMENDMENT "A" to S.P. 246, L.D. 748, Bill, "An Act Requiring Equal Retirement Benefits for Corrections Officers and Mental Health Workers with 25 Years of State Service"

Amend the amendment by striking out the substitute title and replacing it with the following:

**'Resolve, Establishing the Commission To Study Retirement Eligibility and Benefits for Corrections Officers, Certain Other Law Enforcement Officers and Mental Health Workers'**

Further amend the amendment by striking out all of the emergency preamble (page 1, lines 34 to 47 and page 2, lines 1 to 5 in amendment) and inserting in its place the following:

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

**Whereas, the Commission To Study Retirement Eligibility and Benefits for Certain Law Enforcement Officers and Mental Health Workers is established to address problems of inconsistency in retirement benefits and the need for earlier retirement for certain law enforcement officers and mental health workers; and**

**Whereas, the study must be initiated before the 90-day period expires in order that the study may be completed and a report submitted in time for submission to the next legislative session; and**

**SENATE AMENDMENT**

2           **Whereas**, in the judgment of the Legislature, these facts  
3 create an emergency within the meaning of the Constitution of  
4 Maine and require the following legislation as immediately  
5 necessary for the preservation of the public peace, health and  
6 safety; now, therefore, be it'

7           Further amend the amendment by striking out all of sections  
8 1 and 2 and inserting in their place the following:

10           '**Sec. 1. Commission established. Resolved:** That the Commission  
11 To Study Retirement Eligibility and Benefits for Certain Law  
12 Enforcement Officers and Mental Health Workers, referred to in  
13 this resolve as "the commission," is established; and be it  
14 further

16           **Sec. 2. Commission membership. Resolved:** That the commission  
17 consists of 17 members appointed as follows:

18           1. Four members of the Senate, appointed by the President  
19 of the Senate;

22           2. Five members of the House of Representatives, appointed  
23 by the Speaker of the House;

24           3. One member representing corrections officers, appointed  
25 by the President of the Senate;

28           4. One member representing mental health workers, appointed  
29 by the Speaker of the House;

30           5. One member representing the bargaining agent of law  
31 enforcement officers in the Office of the Attorney General,  
32 appointed by the President of the Senate;

34           6. One member representing the bargaining agent of law  
35 enforcement officers in the Department of the Secretary of State,  
36 appointed by the Speaker of the House;

38           7. One member representing employers of mental health  
39 workers, appointed by the President of the Senate;

42           8. One member representing employers of corrections  
43 officers, appointed by the Speaker of the House;

44           9. The Attorney General or the Attorney General's designee;  
45 and

48           10. The Secretary of State or the Secretary of State's  
designee; and be it further'

Further amend the amendment by striking out all of section 5  
and inserting in its place the following:

**Sec. 5. Duties. Resolved:** That the commission may hold up to  
4 meetings and shall study the following issues:

1. Whether law enforcement officers in the Office of the  
Attorney General and the Department of the Secretary of State  
should be included in the 1998 Special Plan;

2. Whether corrections officers and mental health workers  
should have uniform retirement benefits;

3. Whether corrections officers and mental health workers,  
regardless of their age, should be eligible to retire after 25  
years of service without a reduction in benefits;

4. Which job classifications should be included in this  
retirement plan, if the plan is recommended by the commission; and


5. Possible ways of funding these retirement plans, if the  
plans are recommended by the commission; and be it further'

### SUMMARY

This amendment expands the study to include a review of  
whether law enforcement officers in the Office of the Attorney  
General and the Department of the Secretary of State should be  
included in the 1998 Special Plan, and changes the name,  
membership and duties of the commission accordingly.

### FISCAL NOTE REQUIRED

(See attached)

SPONSORED BY:   
(Senator STRIMLING)

COUNTY: Cumberland