MAINE STATE LEGISLATURE

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in a						
1 2		Majorit	L.D. 1175			
	Date: 3/4/14	Majority	(Filing No. S- 413)			
3	APPROPR	IATIONS AND FINANCL	AL AFFAIRS			
4	Reproduced and distribu	Reproduced and distributed under the direction of the Secretary of the Senate.				
5		STATE OF MAINE				
6		SENATE				
7		126TH LEGISLATURE				
8	SECOND REGULAR SESSION					
9 10		MENT "A" to S.P. 412, 1 Retirement Benefits for Capito	L.D. 1175, Bill, "An Act To ol Police Officers"			
11 12	Amend the bill by inst following:	erting after the enacting clau	use and before section 1 the			
13	'PART A'					
14	Amend the bill by striking out all of sections 3 and 4 and inserting the following:					
15 16		851-A, sub-§4, \P B, as repealed \S §§6 and 7, is amended to read	ed and replaced by PL 2003, c. d:			
17 18 19 20 21 22 23 24 25 26 27 28 29 30 31 32	creditable service in as subsection I was earned paragraphs A to H; befor paragraphs I to K; befor paragraph L; and befor paragraph M and some combination of the capa 1998 and before Septe paragraphs A and B; aft paragraphs C to H; after paragraphs I to K; after I paragraph L; and after paragraph M, then the segments and the amount segments. The segments	before July 1, 1998 for employer January 1, 2000 for employer January 1, 2002 for employer January 1, 2002 for employer part of the member's credital acities specified in subsection mber 1, 2002 for employer employer June 30, 1998 for employer part of the member's credital acities specified in subsection mber 1, 2002 for employer graph and the specified in subsection mber 31, 1999 for employer graph and the specified in subsection model and the specified in subsection mber 31, 2002 for employer member's service retirement of the member's service retirement in the specified in subsection and the specified in subsection in the specified in subsection must be computed as follows:	if some part of the member's f the capacities specified in yees identified in subsection 1, ees identified in subsection 1, es identified in subsection 1, able service in any one or a 1 was earned after June 30, is identified in subsection 1, ees identified in subsection 1, etc.			
33 34 35	specified in subsect	ion 1 and the benefits relate	ore than one of the capacities ed to the capacities are not hat reflect creditable service			

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earned before July 1, 1998 for employees identified in subsection 1, paragraphs A to H; before January 1, 2000 for employees identified in subsection 1, paragraphs I to K; before January 1, 2002 for employees identified in subsection 1, paragraph L; and before July 1, 2002 for employees identified in subsection 1, paragraph M or purchased by repayment of an earlier refund of accumulated contributions for service before July 1, 1998, for employees identified in subsection 1, paragraphs A to H; before January 1, 2000 for employees identified in subsection 1, paragraphs I to K; before January 1, 2002 for employees identified in subsection 1, paragraph L; and before July 1, 2002 for employees identified in subsection 1, paragraph M in a capacity or capacities specified in subsection 1 or purchased by other than the repayment of a refund and eligibility to make the purchase of the service credit, including, but not limited to, service credit for military service, was achieved before July 1, 1998 for employees identified in subsection 1, paragraphs A to H; before January 1, 2000 for employees identified in subsection 1, paragraphs I to K; before January 1, 2002 for employees identified in subsection 1, paragraph L; and before July 1, 2002 for employees identified in subsection 1, paragraph M, must be computed under section 17852, subsection 1, paragraph A. If the member is qualified under subsection 2, paragraph B and:

- (a) Had 10 years of creditable service on July 1, 1993, the amount of the segment or segments must be reduced as provided in section 17852, subsection 3, paragraphs A and B; or
- (b) Had fewer than 10 years of creditable service on July 1, 1993, the amount of the segment or segments must be reduced as provided in section 17852, subsection 3-A; and
- (2) The segment that reflects creditable service earned after June 30, 1998 and before September 1, 2002 for employees identified in subsection 1, paragraphs A and B; after June 30, 1998 for employees identified in subsection 1, paragraphs C to H; after December 31, 1999 for employees identified in subsection 1, paragraphs I to K; after December 31, 2001 for employees identified in subsection 1, paragraph L; and after June 30, 2002 for employees identified in subsection 1, paragraph M or purchased by repayment of an earlier refund of accumulated contributions for service after June 30, 1998 and before September 1, 2002 for employees identified in subsection 1, paragraphs A and B; after June 30, 1998 for employees identified in subsection 1, paragraphs C to H; after December 31, 1999 for employees identified in subsection 1, paragraphs I to K; after December 31, 2001 for employees identified in subsection 1, paragraph L; and after June 30, 2002 for employees identified in subsection 1, paragraph M in any one or a combination of the capacities specified in subsection 1, or purchased by other than the repayment of a refund and eligibility to make the purchase of the service credit, including, but not limited to, service credit for military service, was achieved after June 30, 1998 and before September 1, 2002 for employees identified in subsection 1, paragraphs A and B; after June 30, 1998 for employees identified in subsection 1, paragraphs C to H; after December 31, 1999 for employees identified in subsection 1, paragraphs I to K; after December 31, 2001 for employees identified in subsection 1, paragraph L; and after June 30, 2002 for

COMMITTEE AMENDMENT " $\begin{subarray}{c} \begin{subarray}{c} \be$

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1 3	employees identified in subsection 1, paragraph M must be computed unde section 17852, subsection 1, paragraph A. If the member is qualified unde subsection 2, paragraph B and:						
4 5 6 7	(a) Had 10 years of creditable service on Ju must be reduced in the manner provided i paragraphs A and B for each year that the me age; or	n section 17852, s	subsection 3,				
8 9 10	(b) Had fewer than 10 years of creditable segment amount must be reduced by 6% for precedes 55 years of age.						
11	Sec. 4. 5 MRSA §17851-A, sub-§4, ¶F is enacted	d to read:					
12 13 14 15 16 17 18 19 20 21 22 23 24 25	F. The service retirement benefit of a member who Department of Public Safety, Bureau of Capitol Polic the effective date of this paragraph and to whom subtained who qualifies for service retirement benefits computed under section 17852, subsection 1, paragramember's creditable service in the capacity specified regardless of when that creditable service was earn qualifying under subsection 2, paragraph B: (1) If the member had 10 years of service on Jureduced as provided in section 17852, subsection year the member's age precedes 55 years of age; of the benefit must be reduced by 6% for each year 55 years of age.	ce as a Capitol Poli- psection 1, paragrap under subsection aph A on the basis I in subsection 1, p ned, except that for ally 1, 1993, the ben 3, paragraphs A and or	ce officer on the M applies 2 must be of all of the paragraph M, or a member defit must be d B for each fully 1, 1993,				
26 27	Sec. 5. Appropriations and allocations. The allocations are made.	e following approp	riations and				
28	RETIREMENT SYSTEM, MAINE PUBLIC EMPLOY	YEES					
29	Retirement System - Retirement Allowance Fund 0085						
30 31 32	Initiative: Provides funds for the cost associated with allow of a Capitol Police officer earned under the regular stat calculated under the 1998 Special Plan.						
33 34 35	GENERAL FUND All Other	2013-14 \$0	2014-15 \$63,847				
36	GENERAL FUND TOTAL	\$0	\$63,847				



PART B

- **Sec. B-1. Production of analysis.** By January 2, 2015, the Executive Director of the Maine Public Employees Retirement System, referred to in this Part as "the executive director," shall:
- 1. Determine the number of active members of the Maine Public Employees Retirement System who, after earning creditable service in the regular retirement program of the Maine Public Employees Retirement System in a capacity included in the Maine Revised Statutes, Title 5, section 17851-A, subsection 1, have earned creditable service under the 1998 Special Plan;
- 2. Identify changes to the current law governing qualification for retirement benefits under the Maine Public Employees Retirement System that are needed to allow all the creditable service benefits of an active member identified pursuant to subsection 1 earned in a capacity included in Title 5, section 17851-A, subsection 1 to be calculated as if earned under the 1998 Special Plan, regardless of when the creditable service was earned; and
- 3. Determine the cost to the State of implementing the changes identified in subsection 2.
- **Sec. B-2.** Report. The executive director shall report the results of the analysis, including any necessary implementing legislation, to the joint standing committee of the Legislature having jurisdiction over retirement matters by January 15, 2015. The joint standing committee of the Legislature having jurisdiction over retirement matters may submit a bill related to the report to the First Regular Session of the 127th Legislature.'

Amend the bill by relettering or renumbering any nonconsecutive Part letter or section number to read consecutively.

SUMMARY

This amendment is the majority report of the committee. Part A clarifies that service retirement benefits for a Capitol Police officer in the employment of the Department of Public Safety, Bureau of Capitol Police on the effective date of the legislation must be computed on the basis of all of the member's creditable service, regardless of when that service was earned. Part A also adds an appropriations and allocations section and makes technical changes to the bill.

Part B directs the Executive Director of the Maine Public Employees Retirement System to determine the number of active members who have earned creditable service in the 1998 Special Plan after earning creditable service in the regular plan in a capacity set forth in the Maine Revised Statutes, Title 5, section 17851-A, subsection 1; identify the required changes to the laws governing retirement benefits to allow service benefits for a current member of the 1998 Special Plan to be computed on the basis of all the member's

COMMITTEE AMENDMENT "A" to S.P. 412, L.D. 1175

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the analysis to the joint standing committee of the Legislature having jurisd retirement matters.

(See attached)

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126th MAINE LEGISLATURE

LD 1175

LR 902(02)

An Act To Amend the Laws Governing Retirement Benefits for Capitol Police Officers

Fiscal Note for Bill as Amended by Committee Amendment 'A' (S-413)

Committee: Appropriations and Financial Affairs

Fiscal Note Required: Yes

Fiscal Note

	FY 2013-14	FY 2014-15	Projections FY 2015-16	Projections FY 2016-17
Net Cost (Savings) General Fund	\$0	\$63,847	\$0	\$0
Appropriations/Allocations				
General Fund	\$0	\$63,847	\$0	\$0

Fiscal Detail and Notes

This bill includes a one-time General Fund appropriation of \$63,847 to the Retirement Allowance fund within the Maine Public Employees Retirement System in fiscal year 2014-15 for the cost associated with allowing the service retirement benefits of one Capitol Police officer earned under the regular state employee and teacher plan to be calculated under the 1998 Special Plan. The cost of this provision is estimated based on the payment being made to the MainePERS by July 30, 2014. If the payment is made at a later date, the cost will be higher.

Additional costs to the Maine Public Employees Retirement System to conduct the required analysis and submit the required report can be absorbed within existing budgeted resources.