

MAINE STATE LEGISLATURE

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Date: 6/3/19

(Filing No. S-20)

LABOR AND HOUSING

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**STATE OF MAINE
SENATE
129TH LEGISLATURE
FIRST REGULAR SESSION**

COMMITTEE AMENDMENT "~~A~~" to S.P. 423, L.D. 1355, Bill, "An Act To Expand the 1998 Special Retirement Plan To Include Civilian Employees Who Work for the Department of Public Safety Crime Lab and Computer Crimes Unit"

Amend the bill by striking out all of section 3 and inserting the following:

'Sec. 3. 5 MRSA §17851-A, sub-§1, ¶N is enacted to read:

N. Civilian employees whose job responsibilities include the handling, examination or analysis of digital or physical evidence in the employment of the Department of Public Safety, Maine State Police Crime Laboratory or computer crimes unit on July 1, 2020 who elect to participate in the 1998 Special Plan or hired thereafter.'

Amend the bill by striking out all of section 9 and inserting the following:

'Sec. 9. Transition. If a civilian employee in the employment of the Department of Public Safety, Maine State Police Crime Laboratory or computer crimes unit on July 1, 2020 elects to participate in the 1998 Special Plan of the Maine Public Employees Retirement System, as provided in the Maine Revised Statutes, Title 5, section 17851-A, subsection 1, that employee must make that election not later than September 30, 2020 and that employee's participation in the 1998 Special Plan becomes effective October 1, 2020.

Sec. 10. Appropriations and allocations. The following appropriations and allocations are made.

**PUBLIC SAFETY, DEPARTMENT OF
Computer Crimes 0048**

Initiative: Provides funds for civilian employees employed in the Maine State Police Crime Laboratory or computer crimes unit within the Department of Public Safety on July 1, 2020 to participate in the 1998 Special Plan on a prospective basis.

COMMITTEE AMENDMENT

1	GENERAL FUND	2019-20	2020-21
2	Personal Services	\$0	\$8,596
3			
4	GENERAL FUND TOTAL	<u>\$0</u>	<u>\$8,596</u>
5	State Police 0291		
6	Initiative: Provides funds for the additional cost for civilian employees employed in the		
7	Maine State Police Crime Laboratory or computer crimes unit within the Department of		
8	Public Safety on July 1, 2020 to participate in the 1998 Special Plan on a prospective		
9	basis.		
10	GENERAL FUND	2019-20	2020-21
11	Personal Services	\$0	\$28,883
12			
13	GENERAL FUND TOTAL	<u>\$0</u>	<u>\$28,883</u>
14	State Police 0291		
15	Initiative: Allocates funds for the additional cost for civilian employees employed in the		
16	Maine State Police Crime Laboratory or computer crimes unit within the Department of		
17	Public Safety on July 1, 2020 to participate in the 1998 Special Plan on a prospective		
18	basis.		
19	HIGHWAY FUND	2019-20	2020-21
20	Personal Services	\$0	\$5,097
21			
22	HIGHWAY FUND TOTAL	<u>\$0</u>	<u>\$5,097</u>
23	FEDERAL EXPENDITURES FUND	2019-20	2020-21
24	Personal Services	\$0	\$5,306
25			
26	FEDERAL EXPENDITURES FUND TOTAL	<u>\$0</u>	<u>\$5,306</u>
27	PUBLIC SAFETY, DEPARTMENT OF		
28	DEPARTMENT TOTALS	2019-20	2020-21
29			
30	GENERAL FUND	\$0	\$37,479
31	HIGHWAY FUND	\$0	\$5,097
32	FEDERAL EXPENDITURES FUND	\$0	\$5,306
33			
34	DEPARTMENT TOTAL - ALL FUNDS	<u>\$0</u>	<u>\$47,882</u>
35			

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

3

SUMMARY

4 This amendment clarifies the type of civilian employees in the employment of the
5 Department of Public Safety, Maine State Police Crime Laboratory or computer crimes
6 unit that can elect to participate in the 1998 Special Plan of the Maine Public Employees
7 Retirement System. It also clarifies the date by which an employee must elect to
8 participate in the 1998 Special Plan and specifies when that employee's participation in
9 the 1998 Special Plan becomes effective. The amendment also adds an appropriations
10 and allocations section.

11

FISCAL NOTE REQUIRED

12

(See attached)



129th MAINE LEGISLATURE

LD 1355

LR 1445(02)

An Act To Expand the 1998 Special Retirement Plan To Include Civilian Employees Who Work for the Department of Public Safety Crime Lab and Computer Crimes Unit

Fiscal Note for Bill as Amended by Committee Amendment *A"(S-201)*

Committee: Labor and Housing

Fiscal Note Required: Yes

Fiscal Note

	FY 2019-20	FY 2020-21	Projections FY 2021-22	Projections FY 2022-23
Net Cost (Savings)				
General Fund	\$0	\$37,479	\$38,791	\$40,148
Highway Fund	\$0	\$5,097	\$5,275	\$5,460
Appropriations/Allocations				
General Fund	\$0	\$37,479	\$38,791	\$40,148
Highway Fund	\$0	\$5,097	\$5,275	\$5,460
Federal Expenditures Fund	\$0	\$5,306	\$5,491	\$5,684

Fiscal Detail and Notes

Allowing civilian employees employed in the Maine State Police Crime Laboratory or computer crimes unit within the Department of Public Safety on or after July 1, 2020 to participate in the 1998 Special Plan of the Maine Public Employees Retirement System will increase both the normal cost and unfunded actuarial liability components of the employer retirement rate, resulting in increased employer contributions to the Maine Public Employees Retirement System (MainePERS) on behalf of civilian employees beginning in fiscal year 2020-21.

This legislation includes a transition provision for those eligible civilian employees hired by the Department of Public Safety prior to July 1, 2020 which allows them to elect to participate in the 1998 Special Plan by September 30, 2020. An analysis provided by MainePERS identified 17 eligible civilian employees that may elect to participate in the 1998 Special Plan as soon as the option becomes available. Given this analysis, this bill includes a General Fund appropriation of \$28,883, a Highway Fund allocation of \$5,097 and a Federal Expenditures Fund allocation of \$5,306 in fiscal year 2020-21 to the State Police program for the cost associated with moving the positions to the 1998 Special Plan. Additionally, this bill includes a General Fund appropriation of \$8,596 in fiscal year 2020-21 to the Computer Crimes program.

If any of the eligible civilian employees hired by the Department of Public Safety prior to July 1, 2020 who choose to remain in the State Regular Plan eventually retire or otherwise vacate their positions, any newly hired employees will be placed in the 1998 Special Plan. The additional cost to the department to fill these positions at the higher employer contribution rate is estimated to be between \$2,000 and \$3,000 per position annually. When this additional cost will be incurred and which fund will be impacted cannot be determined at this time.