

MAINE STATE LEGISLATURE

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Date 6/6/23

MAJORITY

LABOR AND HOUSING

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**STATE OF MAINE
SENATE
131ST LEGISLATURE
FIRST SPECIAL SESSION**

COMMITTEE AMENDMENT "A" to S P 708, LD 1761, "An Act to Include Certain Mental Health Workers Under the 1998 Special Plan for Retirement"

Amend the bill by striking out all of section 10 and inserting the following

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

**HEALTH AND HUMAN SERVICES, DEPARTMENT OF
Crisis Outreach Program Z216**

Initiative Provides ongoing funds for the prospective costs of certain employees within the department being allowed to participate in the 1998 Special Plan effective October 1, 2023

GENERAL FUND	2023-24	2024-25
Personal Services	\$61,229	\$84,084
GENERAL FUND TOTAL	<u>\$61,229</u>	<u>\$84,084</u>

Dorothea Dix Psychiatric Center Z222

Initiative Allocates ongoing funds for the prospective costs of certain employees within the department being allowed to participate in the 1998 Special Plan effective October 1, 2023

OTHER SPECIAL REVENUE FUNDS	2023-24	2024-25
Personal Services	\$197,171	\$270,972
OTHER SPECIAL REVENUE FUNDS TOTAL	<u>\$197,171</u>	<u>\$270,972</u>

Riverview Psychiatric Center Z219

Initiative Provides ongoing funds for the prospective costs of certain employees within the department being allowed to participate in the 1998 Special Plan effective October 1, 2023

GENERAL FUND	2023-24	2024-25
Personal Services	\$995	\$1,369

COMMITTEE AMENDMENT

1			
2	GENERAL FUND TOTAL	\$995	\$1,369
3	Riverview Psychiatric Center Z219		
4	Initiative Allocates ongoing funds for the prospective costs of certain employees within		
5	the department being allowed to participate in the 1998 Special Plan effective October 1,		
6	2023		
7	OTHER SPECIAL REVENUE FUNDS	2023-24	2024-25
8	Personal Services	\$267,430	\$367,475
9			
10	OTHER SPECIAL REVENUE FUNDS TOTAL	\$267,430	\$367,475
11			
12	HEALTH AND HUMAN SERVICES,		
13	DEPARTMENT OF		
14	DEPARTMENT TOTALS	2023-24	2024-25
15			
16	GENERAL FUND	\$62,224	\$85,453
17	OTHER SPECIAL REVENUE FUNDS	\$464,601	\$638,447
18			
19	DEPARTMENT TOTAL - ALL FUNDS	\$526,825	\$723,900
20	RETIREMENT SYSTEM, MAINE PUBLIC EMPLOYEES		
21	Retirement System - Retirement Allowance Fund 0085		
22	Initiative Provides one-time funds for the increase in the unfunded actuarial liability as a		
23	result of allowing the service retirement benefits for certain employees within the		
24	Department of Health and Human Services earned under the regular state employee and		
25	teacher plan to be calculated under the 1998 Special Plan		
26	GENERAL FUND	2023-24	2024-25
27	All Other	\$8,338,558	\$0
28			
29	GENERAL FUND TOTAL	\$8,338,558	\$0
30			
31	RETIREMENT SYSTEM, MAINE PUBLIC		
32	EMPLOYEES		
33	DEPARTMENT TOTALS	2023-24	2024-25
34			
35	GENERAL FUND	\$8,338,558	\$0
36			
37	DEPARTMENT TOTAL - ALL FUNDS	\$8,338,558	\$0
38			
39	SECTION TOTALS	2023-24	2024-25
40			
41	GENERAL FUND	\$8,400,782	\$85,453
42	OTHER SPECIAL REVENUE FUNDS	\$464,601	\$638,447

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COMMITTEE AMENDMENT "A" to S P 708, L D 1761 (3-198)

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SECTION TOTAL - ALL FUNDS \$8,865,383 \$723,900

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. The amendment removes the ability of an employee in the Department of Health and Human Services who has responsibility for providing direct care to persons in need of mental health services in a community-based or residential setting or to residents or patients of mental health institutions in the State to elect to participate in the 1998 Special Plan of the Maine Public Employees Retirement System. The United States Internal Revenue Service does not permit such elections by employees in a qualified plan. The amendment adds an appropriations and allocations section.

FISCAL NOTE REQUIRED

(See attached)



131st MAINE LEGISLATURE

LD 1761

LR 689(02)

An Act to Include Certain Mental Health Workers Under the 1998 Special Plan for Retirement

Fiscal Note for Bill as Amended by Committee Amendment "*ACS-198*
 Committee: Labor and Housing
 Fiscal Note Required: Yes

Fiscal Note

	FY 2023-24	FY 2024-25	Projections FY 2025-26	Projections FY 2026-27
Net Cost (Savings)				
General Fund	\$8,400,782	\$85,453	\$88,529	\$91,716
Appropriations/Allocations				
General Fund	\$8,400,782	\$85,453	\$88,529	\$91
Other Special Revenue Funds	\$464,601	\$638,447	\$661,431	\$685,242

Fiscal Detail and Notes

This legislation adds persons employed in the Department of Health and Human Services (DHHS) on October 1, 2023, or hired thereafter, who have a responsibility for providing direct care to persons in need of mental health services in a community-based or residential setting or to residents or patients of mental health institutions in this State to the 1998 Special Plan and allows the service retirement benefits already earned by those employees under the State Employee and Teacher program to be calculated under the 1998 Special Plan. This bill includes General Fund appropriations totaling \$8,400,782 in fiscal year 2023-24 and \$85,453 in fiscal year 2024-25 and Other Special Revenue Funds allocations totaling \$464,601 in fiscal year 2023-24 and \$638,447 in fiscal year 2024-25 for the cost of this provision.

Of the total General Fund appropriations included in the bill, \$8,338,558 is provided on a one-time basis in fiscal year 2023-24 to the Retirement Allowance Fund within the Maine Public Employees Retirement System for the increase in the unfunded actuarial liability created as a result of the retroactive provision in this bill. Pursuant to the Constitution of Maine, Article IX, Section 18-A, unfunded liabilities may not be created except those that result from experience losses. General Fund appropriations of \$62,224 and \$85,453 and Other Special Revenue Funds allocations of \$464,601 and \$638,447 in fiscal years 2023-24 and 2024-25, respectively, are also provided to various programs within DHHS for the increase in the employer's retirement contributions on a prospective basis.