

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE
AS PASSED BY THE

ONE HUNDRED AND TENTH LEGISLATURE

FIRST REGULAR SESSION
December 3, 1980 to June 19, 1981

AND AT THE

FIRST SPECIAL SESSION
August 3, 1981

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**PRIVATE AND
SPECIAL LAWS**

OF THE

STATE OF MAINE

AS PASSED AT THE

FIRST REGULAR SESSION

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ONE HUNDRED AND TENTH LEGISLATURE

1981

CHAPTER 18**H. P. 213 — L. D. 251****AN ACT to Permit the Employees of the Franklin County Community Action Council to Withdraw from the Maine State Retirement System.**

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

Whereas, the employees of the Franklin County Community Action Council are currently participating in the Maine State Retirement System in addition to participating in the Social Security System; and

Whereas, the benefit plans of these 2 systems are, to a certain extent, duplicative; and

Whereas, it is needlessly expensive for the employees and the employers to continue to fund both retirement plans; and

Whereas, this burdensome expense and duplicative benefit coverage should be reduced as soon as possible; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

Be it enacted by the People of the State of Maine, as follows:

Sec. 1. Withdrawal from Maine State Retirement System authorized procedure. The employees of the Franklin County Community Action Council in East Wilton, a private nonprofit corporation hereafter called "the agency" presently a participating local district in the Maine State Retirement System hereafter called "the system" are authorized to withdraw from further participation in the system upon the terms and conditions hereinafter set forth.

The withdrawal shall be accomplished by a majority vote of the agency's board of directors at a regular meeting thereof. Upon vote the secretary of the board shall certify the same to the trustees of the system and the withdrawal shall become effective on the last day of the calendar month in which the certificate is received by the trustees.

Sec. 2. Certain withdrawals of contributions authorized. Any employee of the agency who has made contributions to the system may withdraw the contributions in the manner provided by the Revised Statutes, Title 5, section 1096, as amended; provided that an application for the withdrawal shall be made not

later than one year after the effective date of withdrawal by the agency from the system.

Sec. 3. Effect of withdrawal.

1. Any employee of the agency who withdraws his contribution or any person who begins employment after the effective date of withdrawal of the agency from the system may not be a participant in the Maine State Retirement System as an employee of the Franklin County Community Action Council in East Wilton.

2. The Franklin County Community Action Council in East Wilton shall continue to be a local participating district for those former employees who are receiving retirement allowances or who are eligible for retirement benefits and all employees as of the effective date of withdrawal who have not withdrawn their contributions from the system. For the purposes of this subsection, those employees remaining in the system and the Franklin County Community Action Council of East Wilton are subject to the Revised Statutes, Title 5, chapter 101.

Emergency clause. In view of the emergency cited in the preamble, this Act shall take effect when approved.

Effective April 16, 1981

CHAPTER 19

H. P. 340 — L. D. 388

AN ACT to Allocate Moneys for the Administrative Expenses of the Bureau of Alcoholic Beverages, Department of Finance and Administration and the State Liquor Commission for the Fiscal Years Ending June 30, 1982 and June 30, 1983.

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

Whereas, the 90-day period will not terminate until after the beginning of the next fiscal year; and

Whereas, certain obligations and expenses incident to the operation of the Bureau of Alcoholic Beverages and the State Liquor Commission will become due and payable on or immediately after July 1, 1981; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

Be it enacted by the People of the State of Maine, as follows: