

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE
ONE HUNDRED AND ELEVENTH LEGISLATURE

SECOND SPECIAL SESSION

November 18, 1983

AND AT THE

SECOND REGULAR SESSION

January 4, 1984 to April 25, 1984

AND AT THE

THIRD SPECIAL SESSION

September 4, 1984 to September 11, 1984

PUBLISHED BY THE DIRECTOR OF LEGISLATIVE RESEARCH
IN ACCORDANCE WITH MAINE REVISED STATUTES
ANNOTATED, TITLE 3, SECTION 164, SUBSECTION 6.

J.S. McCarthy Co., Inc.
Augusta, Maine
1986

PUBLIC LAWS
OF THE
STATE OF MAINE

AS PASSED AT THE
SECOND REGULAR SESSION
of the
ONE HUNDRED AND ELEVENTH LEGISLATURE
JANUARY 4, 1984 TO APRIL 25, 1984

O. Washington County:

(1) Commissioners		
(a) Chairman		\$ 4,505
(b) Members		3,755
(2) Treasurer	10,340	<u>10,960</u>
(3) Sheriff	18,773	<u>19,899</u>
(4) Judge of probate	11,715	<u>12,418</u>
(5) Register of probate	11,597	<u>12,293</u>
(6) Register of deeds	11,597	<u>12,293</u>

P. York County:

(1) Commissioners		
(a) Chairman	\$ 4,500	<u>\$ 1,905</u>
(b) Members	4,000	<u>1,695</u>
(2) Treasurer	3,182	<u>3,500</u>
(3) Sheriff	17,500	<u>20,000</u>
(4) Judge of probate	10,000	<u>10,500</u>
(5) Register of probate	11,235	<u>13,900</u>
(6) Register of deeds	14,000	<u>15,000</u>

Emergency clause. In view of the emergency cited in the preamble, this Act shall take effect when approved and shall be applied retroactively to January 1, 1984.

Effective April 18, 1984.

CHAPTER 791

H.P. 1796 - L.D. 2371

AN ACT to Create Enabling Legislation for Payroll Deductions for Individual Retirement Accounts and Simplified Employee Pension Plans and to Make Necessary Technical Changes in the Provisions of Current Deferred Compensation Statutes.

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

Sec. 1. 5 MRSA §881, as enacted by PL 1973, c. 491, is amended to read:

§881. Deferred compensation plan

The State or any county, city, town or other political subdivision may, by contract, agree with any employee to defer, in whole or in part, any in accordance with the United States Internal Revenue Code, Section 457, a portion of that employee's compensation and subsequently, contract for, purchase or otherwise procure for the purpose of funding a deferred compensation program instrument for the employee a fixed or variable life insurance or annuity contract from an insurance company licensed to contract business in this State, or shares of an investment company registered under the Investment Company Act of 1940. The employee may choose the type of deferred compensation program preferred, but the State, county, municipality or political subdivision shall not be restricted or bound to that choice.

Sec. 2. 5 MRSA c. 68 is enacted to read:

CHAPTER 68

INDIVIDUAL RETIREMENT ACCOUNT AND

SIMPLIFIED EMPLOYEE PENSION PLANS

FOR PUBLIC EMPLOYEES

§891. Definitions

As used in this chapter, unless the context otherwise indicates, the following terms have the following meanings.

1. Employee. "Employee" means any person whether appointed, elected or under contract, providing services for the State, county, municipality or other political subdivision, for which compensation is paid.

2. Individual retirement account. "Individual retirement account" means an individual retirement account that is in compliance with the United States Internal Revenue Code.

3. Simplified employee pension plan. "Simplified employee pension plan" means a simplified em-

ployee pension plan that is in compliance with the provisions of the United States Internal Revenue Code of 1954, as amended, as these provisions relate to simplified employee pension plans.

§892. Individual retirement and pension plans

The State or any county, municipality or other political subdivision may enter into an agreement with an employee under which all or a portion of that employee's compensation may be transferred into an individual retirement account or simplified employee pension plan in accordance with the United States Internal Revenue Code of 1954, as amended. The State or any county, municipality or other political subdivision may make payroll deductions for individual retirement accounts or simplified employee pension plans from a financial institution as defined in Title 9-B, section 131, subsection 17-A, or any insurance company or investment company licensed to contract business in this State.

§893. Administration

Payroll deductions shall be made by the appropriate payroll officer of each county, municipality or other political subdivision. The Commissioner of Finance and Administration shall be responsible for the administration of this chapter as it applies to state employees. Any costs incurred by the Commissioner of Finance and Administration to administer the state program shall be borne equally by state employee participants, and these costs may be compensated by means of payroll deductions.

§894. Liability limited

The State, any county, municipality or other political subdivision which transfers employee compensation to an individual retirement account shall have no liability for the funds once a proper transfer has been made.

Effective July 25, 1984.

CHAPTER 792

H.P. 1759 - L.D. 2321

AN ACT to Improve Cash Flow in the
Department of Inland Fisheries and Wildlife.