



128th MAINE LEGISLATURE

FIRST REGULAR SESSION-2017

Legislative Document

No. 17

H.P. 18

House of Representatives, January 10, 2017

**An Act To Eliminate Retirement Benefits and Paid Health
Insurance for Legislators Elected after 2017**

Reference to the Committee on Appropriations and Financial Affairs suggested and ordered printed.

A handwritten signature in cursive script that reads "R B. Hunt".

ROBERT B. HUNT
Clerk

Presented by Representative FARRIN of Norridgewock.
Cosponsored by Senator BRAKEY of Androscoggin and
Representatives: DILLINGHAM of Oxford, GRIGNON of Athens, HANLEY of Pittston,
ORDWAY of Standish, WARD of Dedham.

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

2 **Sec. 1. 3 MRSA §801, sub-§1**, as amended by PL 2007, c. 491, §18, is further
3 amended to read:

4 **1. Membership mandatory.** ~~Every~~ Except for a Legislator elected for the first time
5 on or after January 1, 2018, every Legislator serving in the Legislature on or after
6 December 3, 1986 is a member of the Legislative Retirement Program, except that any
7 Legislator who was a member of the Maine State Retirement System on December 2,
8 1986 may choose to be a member of the State Employee and Teacher Retirement
9 Program instead of becoming a member of the Legislative Retirement Program, and any
10 Legislator who is a public school teacher or an employee of the Maine Community
11 College System on leave of absence for the purpose of serving in the Legislature
12 continues to be a member of the State Employee and Teacher Retirement Program and to
13 have contributions deducted from the member's legislative earnable compensation as
14 provided by Title 5, section 17701. A Legislator who terminates employment from a
15 position requiring membership in the State Employee and Teacher Retirement Program
16 no longer contributes to the State Employee and Teacher Retirement Program and, if
17 qualified, is eligible to become a benefit recipient under Title 5, section 17804. Upon
18 such termination, the Legislator becomes a member of the Legislative Retirement
19 Program. Except as provided in section 802, subsection 4, paragraph A, creditable
20 service granted under the State Employee and Teacher Retirement Program may not be
21 transferred to the Legislative Retirement Program. A member ceases to be a member
22 when the member withdraws the member's contributions, becomes a beneficiary as a
23 result of the member's own retirement or dies. A Legislator elected for the first time on
24 or after January 1, 2018 may not be a member of the Legislative Retirement Program.

25 **SUMMARY**

26 This bill prohibits a Legislator elected for the first time on or after January 1, 2018
27 from being a member of the Legislative Retirement Program, which also removes the
28 Legislator from eligibility for a postretirement state group health plan.