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Date: (Filing No. S-)

LABOR AND HOUSING

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STATE OF MAINE

SENATE

130TH LEGISLATURE

SECOND REGULAR SESSION

COMMITTEE AMENDMENT “ ” to S.P. 635, L.D. 1808, “An Act To Address Employee Retention at the Maine State Police Crime Laboratory and the Computer Crimes Unit in the Department of Public Safety”

Amend the bill by striking out everything after the enacting clause and before the emergency clause and inserting the following:

'Sec. 1. 5 MRSA §17851-A, sub-§1, ¶Q, as enacted by PL 2021, c. 474, §5, is amended to read:

~~Q. Civilian~~ Until July 31, 2022, 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 October 1, 2021 ~~who elect to participate in the 1998 Special Plan or hired thereafter.~~

Sec. 2. 5 MRSA §17851-C is enacted to read:

§17851-C. Special plan for civilian employees in Department of Public Safety, Maine State Police Crime Laboratory or computer crimes unit

1. Establishment and applicability. Effective August 1, 2022, there is established a special retirement plan for civilian employees in the Department of Public Safety, Maine State Police Crime Laboratory or computer crimes unit, referred to in this section as "the special plan." The special plan applies to 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.

2. Qualification for benefits. A member employed in any of the positions specified in subsection 1 qualifies for a service retirement benefit after completing 25 years of creditable service in that capacity, whether or not the creditable service included in determining that the 25-year requirement has been met was earned under the special plan established in this section or prior to its establishment.

COMMITTEE AMENDMENT

1 **3. Purchase of service credit to be used for qualification for benefits.** This
 2 subsection governs the use of purchased service credit in order to qualify for benefits under
 3 this section. For the purpose of meeting the qualification requirement of subsection 2:

4 A. Service credit purchased by repayment of an earlier refund of accumulated
 5 contributions following termination of service is included if the time to which the
 6 refund relates was served in any one or a combination of the positions specified in
 7 subsection 1, regardless of whether the time was served before or after the
 8 establishment of the special plan;

9 B. Service credit purchased under section 17760 is considered service under the special
 10 plan; and

11 C. Service credit purchased other than as provided under paragraphs A and B is not
 12 included.

13 **4. Computation of benefits.** The amount of the service retirement benefit for
 14 members qualified under subsection 2 is 1/2 of the person's average final compensation and
 15 an additional 2% of the person's average final compensation for each year of membership
 16 service not included in determining qualification under subsection 2.

17 **5. Contributions.** Notwithstanding any other provision of subchapter 3, after July 31,
 18 2022, a member in a position specified in subsection 1 shall contribute to the State
 19 Employee and Teacher Retirement Program or have pick-up contributions made at the rate
 20 of 8.65% of earnable compensation until the member has completed 25 years of creditable
 21 service as provided in this section and at the rate of 7.65% thereafter.

22 **Sec. 3. Appropriations and allocations.** The following appropriations and
 23 allocations are made.

24 **PUBLIC SAFETY, DEPARTMENT OF**

25 **Computer Crimes 0048**

26 Initiative: Provides funds for the prospective costs for civilian employees employed in the
 27 Maine State Police Crime Laboratory or computer crimes unit within the Department of
 28 Public Safety to retire after 25 years of service regardless of age.

29 GENERAL FUND	2021-22	2022-23
30 Personal Services	\$0	\$6,990
31		
32 GENERAL FUND TOTAL	\$0	\$6,990

33 **State Police 0291**

34 Initiative: Allocates funds for the prospective costs for civilian employees employed in the
 35 Maine State Police Crime Laboratory or computer crimes unit within the Department of
 36 Public Safety to retire after 25 years of service regardless of age.

37 HIGHWAY FUND	2021-22	2022-23
38 Personal Services	\$0	\$8,700
39		
40 HIGHWAY FUND TOTAL	\$0	\$8,700

41 **State Police 0291**

1 Initiative: Provides funds for the prospective costs for civilian employees employed in the
 2 Maine State Police Crime Laboratory or computer crimes unit within the Department of
 3 Public Safety to retire after 25 years of service regardless of age.

4	GENERAL FUND	2021-22	2022-23
5	Personal Services	\$0	\$16,156
6			
7	GENERAL FUND TOTAL	<u>\$0</u>	<u>\$16,156</u>

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9 **PUBLIC SAFETY, DEPARTMENT OF**
 10 **DEPARTMENT TOTALS**

11		2021-22	2022-23
12	GENERAL FUND	\$0	\$23,146
13	HIGHWAY FUND	\$0	\$8,700
14			
15	DEPARTMENT TOTAL - ALL FUNDS	<u>\$0</u>	<u>\$31,846</u>

16 **RETIREMENT SYSTEM, MAINE PUBLIC EMPLOYEES**

17 **Retirement System - Retirement Allowance Fund 0085**

18 Initiative: Provides one-time funds for the increase in the unfunded actuarial liability as a
 19 result of allowing service retirement benefits earned by civilian employees employed in the
 20 Maine State Police Crime Laboratory or computer crimes unit within the Department of
 21 Public Safety earned under the regular state employee and teacher plan to be calculated
 22 under a plan that allows for retirement after 25 years of service regardless of age effective
 23 August 1, 2022.

24	GENERAL FUND	2021-22	2022-23
25	All Other	\$0	\$1,592,873
26			
27	GENERAL FUND TOTAL	<u>\$0</u>	<u>\$1,592,873</u>

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29 **RETIREMENT SYSTEM, MAINE PUBLIC**
 30 **EMPLOYEES**

31 **DEPARTMENT TOTALS**

32		2021-22	2022-23
33	GENERAL FUND	\$0	\$1,592,873
34			
35	DEPARTMENT TOTAL - ALL FUNDS	<u>\$0</u>	<u>\$1,592,873</u>

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37 **SECTION TOTALS**

38		2021-22	2022-23
39	GENERAL FUND	\$0	\$1,616,019
40	HIGHWAY FUND	\$0	\$8,700
41			
42	SECTION TOTAL - ALL FUNDS	<u>\$0</u>	<u>\$1,624,719</u>

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

3 **SUMMARY**

4 This amendment replaces the bill. The amendment establishes a new special retirement
5 plan for certain civilian employees in the Department of Public Safety, Maine State Police
6 Crime Laboratory or computer crimes unit that allows those employees to retire after 25
7 years of service regardless of age.

8 The amendment adds an appropriations and allocations section.

9 **FISCAL NOTE REQUIRED**

10 **(See attached)**