

Governance Manual

MainePERS Board of Trustees

Board – Government Coordination

3.2 – Legislation

Date Adopted: June 13, 2013

Date Amended: November 14, 2019; November 10, 2022

Policy

The Board of Trustees may propose, oppose, support, or assist in drafting legislation that is in the best interest of the System.

System Legislation

The Board of Trustees delegates responsibility to the Chief Executive Officer to propose System legislation that:

- Is required to comply with state and federal laws;
- Creates consistency within state and federal law;
- Improves the administrative, actuarial, or investment efficiency of the System's state-sponsored retirement, disability, or group life insurance programs;
- Improves the administrative, actuarial, or investment efficiency of MaineStart or the Retiree Health Insurance Post-employment Benefits Investment Trust Fund; or
- Enables the Participating Local District (PLD) Advisory Board to recommend actions that maintain sound funding for the PLD Consolidated Plan.

The Chief Executive Officer shall keep the Board informed of any System-proposed legislation.

System Assisted Legislation

The Board of Trustees delegates responsibility to the Chief Executive Officer to assist the Legislature, Governor's Office, or units of state government in drafting retirement system legislation and associated fiscal notes.

Assistance in developing technically correct legislative language may be provided to stakeholders. Assistance may also be provided to stakeholders in developing high-level fiscal impacts of proposed legislation, but this assistance must be provided in a manner that does not incur excessive costs to the System.

The Chief Executive Officer shall keep the Board informed of any legislation developed with the System's assistance.

Restrictions

The Board of Trustees shall not propose, formally support, or formally oppose legislation that changes the plan design of state-sponsored retirement plans except as required by the Board's fiduciary duties or to ensure compliance with applicable federal law.