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An Act To Continue To Allow Public Retiree Organizations Access to the Maine State Retirement System's List of All State Retirees

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

Whereas, the Maine Revised Statutes, Title 5, section 17057, subsection 3, paragraph C will be repealed on September 15, 2007; and

Whereas, this legislation must take effect immediately so that the Maine Revised Statutes, Title 5, section 17057, subsection 3, paragraph C does not get repealed; and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Sec. 1. 5 MRSA §17057, sub-§3, ¶B, as amended by PL 2005, c. 149, §1, is repealed.

Sec. 2. 5 MRSA §17057, sub-§3, ¶C, as enacted by PL 2005, c. 149, §2, is amended to read:

C. This subsection does not apply to the home address of a retirement system member or a benefit recipient used only for membership recruitment purposes by a nonprofit or public organization established to provide programs, services and representation to Maine public sector retirees unless the retirement system member or benefit recipient has signed a form made available by the retirement system indicating that the individual does not authorize disclosure of that individual's home address. The retirement system may not provide information under this subsection to an organization if the retirement system has determined that the organization obtained information for the purpose of membership recruitment but used the information for a purpose other than membership recruitment. This paragraph is repealed September 15, 2007.

Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved.

SUMMARY

Public Law 2005, chapter 149 enacted law allowing nonprofit or public organizations established to provide programs and services to Maine public sector retirees access to the Maine State Retirement System's names and home addresses of retirees for membership recruitment purposes, but repealed that law September 15, 2007. This bill repeals the sunset provision, allowing the Maine State Retirement System to continue to provide the names and home addresses of retirees to those organizations unless a retiree "opts out" from authorizing the disclosure. The bill also repeals the general waiver provision in current law.