2025-2026 Regulatory Agenda

**Filing Deadline: June 29, 2025**

AGENCY UMBRELLA-UNIT NUMBER: **94-411**

AGENCY NAME: **Maine Public Employees Retirement System**

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**EMERGENCY RULES ADOPTED SINCE THE LAST REGULATORY AGENDA:**

None

**EXPECTED 2025-2026 RULE-MAKING ACTIVITY:**

**CHAPTER 101**:  **Earnable Compensation and Calculation of Average Final Compensation**

STATUTORY BASIS: 5 M.R.S. §§ 17103(4), 17001(13)

PURPOSE: Amend if necessary; repeal and replace if necessary; repeal if appropriate

SCHEDULE FOR ADOPTION: 2025-2026

AFFECTED PARTIES: Participants in the programs of the Maine Public Employees Retirement System

CONSENSUS-BASED RULE DEVELOPMENT: N/A

**CHAPTER 102**: **Qualification as a Full-time Student**

STATUTORY BASIS: 5 M.R.S. § 17103(4)

PURPOSE: Amend if necessary; repeal and replace if necessary; repeal if appropriate

SCHEDULE FOR ADOPTION: 2025-2026

AFFECTED PARTIES: Beneficiaries of participants in the programs of the Maine Public Employees Retirement System

CONSENSUS-BASED RULE DEVELOPMENT: N/A

**CHAPTER 103:** **Qualified Domestic Relations Orders**

STATUTORY BASIS: 5 M.R.S. § 17103(4)

PURPOSE: Amend if necessary; repeal and replace if necessary; repeal if appropriate

SCHEDULE FOR ADOPTION: 2025-2026

AFFECTED PARTIES: Divorcing members/retirees and their spouses and dependent children who are participants in the retirement programs of the Maine Public Employees Retirement System

CONSENSUS-BASED RULE DEVELOPMENT: N/A

**CHAPTER 104:**  **Limitations on Earnable Compensation for Purposes of Calculating Average Final Compensation of State Employee and Teacher Members**

STATUTORY BASIS: 5 M.R.S. §§ 17001(4), 17001(13), 17103(4)

PURPOSE: Amend if necessary; repeal and replace if necessary; repeal if appropriate

SCHEDULE FOR ADOPTION: 2025-2026

AFFECTED PARTIES: State employee and teacher members of the Maine Public Employees Retirement System retirement program for state employees and teachers

CONSENSUS-BASED RULE DEVELOPMENT: N/A

**CHAPTER 201**:  **Employer Reporting and Payments**

STATUTORY BASIS: 5 M.R.S. § 17103(4)

PURPOSE: Amend if necessary; repeal and replace if necessary; repeal if appropriate

SCHEDULE FOR ADOPTION: 2025-2026

AFFECTED PARTIES: School administrative units and participating local districts in the Maine Public Employees Retirement System

CONSENSUS-BASED RULE DEVELOPMENT: N/A

**CHAPTER 204:** **Waiver of Member Payment Requirement Where Caused by Employer Error or Omission**

STATUTORY BASIS: 5 M.R.S. § 17103(6)

PURPOSE: Amend if necessary; repeal and replace if necessary; repeal if appropriate

SCHEDULE FOR ADOPTION: 2025-2026

AFFECTED PARTIES: Participants in the programs of the Maine Public Employees Retirement System

CONSENSUS-BASED RULE DEVELOPMENT: N/A

**CHAPTER 301:**  **Interest Calculations**

STATUTORY BASIS: 5 M.R.S. § 17103(4)

PURPOSE: Amend if necessary; repeal and replace if necessary; repeal if appropriate

SCHEDULE FOR ADOPTION: 2025-2026

AFFECTED PARTIES: Participants in the retirement programs of the Maine Public Employees Retirement System

CONSENSUS-BASED RULE DEVELOPMENT: N/A

**CHAPTER 302**: **Retirement Incentives**

STATUTORY BASIS: 5 M.R.S. § 17103(4)

PURPOSE: Amend if necessary; repeal and replace if necessary; repeal if appropriate

SCHEDULE FOR ADOPTION: 2025-2026

AFFECTED PARTIES: Participants and employers in the retirement programs of the Maine Public Employees Retirement System

CONSENSUS-BASED RULE DEVELOPMENT: N/A

**CHAPTER 303**: **Actuarial Factors Tables**

STATUTORY BASIS: 3 M.R.S. § 701(2), 4 M.R.S. § 1201(2), 5 M.R.S. §§ 17001(2), 17103(4)

PURPOSE: Amend if necessary; repeal and replace if necessary; repeal if appropriate

SCHEDULE FOR ADOPTION: 2025-2026

AFFECTED PARTIES: Participants in the retirement programs of the Maine Public Employees Retirement System

CONSENSUS-BASED RULE DEVELOPMENT: N/A

**CHAPTER 401:** **Membership and Creditable Service - State Employees and Participating District Employees**

STATUTORY BASIS: 5 M.R.S. § 17103(4)

PURPOSE: Amend if necessary; repeal and replace if necessary; repeal if appropriate

SCHEDULE FOR ADOPTION: 2025-2026

AFFECTED PARTIES: State employees and participating local district participants in the retirement programs of the Maine Public Employees Retirement System

CONSENSUS-BASED RULE DEVELOPMENT: N/A

**CHAPTER 404**: **Membership and Creditable Service - Public School Teachers**

STATUTORY BASIS: 5 M.R.S. §§ 17001(42), 17103(4)

PURPOSE: Amend if necessary; repeal and replace if necessary; repeal if appropriate; amend title to explicitly include other public school employees eligible for membership in the teacher plan

SCHEDULE FOR ADOPTION: 2025-2026

AFFECTED PARTIES: Teacher members of the Maine Public Employees Retirement System retirement program for state employees and teachers

CONSENSUS-BASED RULE DEVELOPMENT: N/A

**CHAPTER 406**: **Payment or Repayment of Contributions, Back Time, Refunds or Purchase of Service Credits**

STATUTORY BASIS: 5 M.R.S. §§ 17103(4), 17701(4), 17704, 17704-A, 17763, 18301(4), 18362

PURPOSE: Amend if necessary; repeal and replace if necessary; repeal if appropriate

SCHEDULE FOR ADOPTION: 2025-2026

AFFECTED PARTIES: Participants in the retirement programs of the Maine Public Employees Retirement System

CONSENSUS-BASED RULE DEVELOPMENT: N/A

**CHAPTER 410: Retirees Returning to Employment after Retirement with the Same Employer**

STATUTORY BASIS: 5 M.R.S. §§ 17103(4), 17859

PURPOSE: Amend if necessary; repeal and replace if necessary; repeal if appropriate

SCHEDULE FOR ADOPTION: 2025-2026

AFFECTED PARTIES: Participants and employers in the retirement programs of the Maine Public Employees Retirement System

CONSENSUS-BASED RULE DEVELOPMENT: N/A

**CHAPTER 411:**  **Eligible Rollover Distributions**

STATUTORY BASIS: 5 M.R.S. § 17103(4)

PURPOSE: Amend if necessary; repeal and replace if necessary; repeal if appropriate

SCHEDULE FOR ADOPTION: 2025-2026

AFFECTED PARTIES: Participants in the retirement programs of the Maine Public Employees Retirement System

CONSENSUS-BASED RULE DEVELOPMENT: N/A

**CHAPTER 412:**  **Limitations on Compensation**

STATUTORY BASIS: 5 M.R.S. § 17103(4)

PURPOSE: Amend if necessary; repeal and replace if necessary; repeal if appropriate

SCHEDULE FOR ADOPTION: 2025-2026

AFFECTED PARTIES: Participants in the retirement programs of the Maine Public Employees Retirement System

CONSENSUS-BASED RULE DEVELOPMENT: N/A

**CHAPTER 413:**  **Limitations on Contributions and Benefits**

STATUTORY BASIS: 5 M.R.S. § 17103(4)

PURPOSE: Amend if necessary; repeal and replace if necessary; repeal if appropriate

SCHEDULE FOR ADOPTION: 2025-2026

AFFECTED PARTIES: Participants in the retirement programs of the Maine Public Employees Retirement System

CONSENSUS-BASED RULE DEVELOPMENT: N/A

**CHAPTER 414:** **Required Minimum Distributions**

STATUTORY BASIS: 5 M.R.S. §§ 17103(4), 17604(9), 18205(9)

PURPOSE: Amend if necessary; repeal and replace if necessary; repeal if appropriate

SCHEDULE FOR ADOPTION: 2025-2026

AFFECTED PARTIES: Participants in the retirement programs of the Maine Public Employees Retirement System

CONSENSUS-BASED RULE DEVELOPMENT: N/A

**CHAPTER 415:**  **Contributions, Benefits and Service Credit with Respect to Qualified Military Service**

STATUTORY BASIS: 5 M.R.S. § 17103(4)

PURPOSE: Amend if necessary; repeal and replace if necessary; repeal if appropriate

SCHEDULE FOR ADOPTION: 2025-2026

AFFECTED PARTIES: Participants in the retirement programs of the Maine Public Employees Retirement System

CONSENSUS-BASED RULE DEVELOPMENT: N/A

**CHAPTER 505**: **Request for Suspension of Retirement Benefits**

STATUTORY BASIS: 5 M.R.S. § 17103(4)

PURPOSE: Amend if necessary; repeal and replace if necessary; repeal if appropriate

SCHEDULE FOR ADOPTION: 2025-2026

AFFECTED PARTIES: Participants in the retirement programs of the Maine Public Employees Retirement System

CONSENSUS-BASED RULE DEVELOPMENT: N/A

**CHAPTER 506**: **Eligibility for Disability Retirement Benefits**

STATUTORY BASIS: 5 M.R.S. § 17103(4)

PURPOSE: Amend if necessary; repeal and replace if necessary; repeal if appropriate

SCHEDULE FOR ADOPTION: 2025-2026

AFFECTED PARTIES: Participants in the retirement programs of the Maine Public Employees Retirement System

CONSENSUS-BASED RULE DEVELOPMENT: N/A

**CHAPTER 510**: **Reduction of Disability Retirement Benefits because of Lump-Sum Settlements of Benefits Payable under the Workers’ Compensation or Similar Law or the United States Social Security Act**

STATUTORY BASIS: 3 M.R.S. § 853; 4 M.R.S. § 1353(6); 5 M.R.S. §§ 17906(2); 17930(4); 18506(2); 18530(4); 1122(5-A), 1122(6)

PURPOSE: Amend if necessary; repeal and replace if necessary; repeal if appropriate

SCHEDULE FOR ADOPTION: 2025-2026

AFFECTED PARTIES: Participants receiving disability benefits from the retirement programs of the Maine Public Employees Retirement System

CONSENSUS-BASED RULE DEVELOPMENT: N/A

**CHAPTER 511: Standards for Actively Seeking Work**

STATUTORY BASIS: 5 M.R.S. § 17103(4)

PURPOSE: Amend if necessary; repeal and replace if necessary; repeal if appropriate

SCHEDULE FOR ADOPTION: 2025-2026

AFFECTED PARTIES: Participants in the retirement programs of the Maine Public Employees Retirement System

CONSENSUS-BASED RULE DEVELOPMENT: N/A

**CHAPTER 512**: **Independent Medical Examinations**

STATUTORY BASIS: 5 M.R.S. §§ 17103(4), 17106-B(2)

PURPOSE: Amend if necessary; repeal and replace if necessary; repeal if appropriate

SCHEDULE FOR ADOPTION: 2025-2026

AFFECTED PARTIES: Participants in the retirement programs of the Maine Public Employees Retirement System

CONSENSUS-BASED RULE DEVELOPMENT: N/A

**CHAPTER 513: Disability Retirement Compensation Limitations and Benefit Offsets**

STATUTORY BASIS: 5 M.R.S. § 17103(4)

PURPOSE: Amend if necessary; repeal and replace if necessary; repeal if appropriate

SCHEDULE FOR ADOPTION: 2025-2026

AFFECTED PARTIES: Participants in the retirement programs of the Maine Public Employees Retirement System

CONSENSUS-BASED RULE DEVELOPMENT: N/A

**CHAPTER 601**:  **Group Life Insurance**

STATUTORY BASIS: 5 M.R.S. §§ 17103(4), 18503, 18653

PURPOSE: Amend if necessary; repeal and replace if necessary; repeal if appropriate

SCHEDULE FOR ADOPTION: 2025-2026

AFFECTED PARTIES: Participants in the Group Life Insurance Program of the Maine Public Employees Retirement System

CONSENSUS-BASED RULE DEVELOPMENT: N/A

**CHAPTER 602**: **Procedures for Contract Awards**

STATUTORY BASIS: 5 M.R.S. § 17103(4)

PURPOSE: Amend if necessary; repeal and replace if necessary; repeal if appropriate

SCHEDULE FOR ADOPTION: 2025-2026

AFFECTED PARTIES: Persons seeking to contract with the Maine Public Employees Retirement System

CONSENSUS-BASED RULE DEVELOPMENT: N/A

**CHAPTER 702**: **Appeals of Decisions of the Chief Executive Officer**

STATUTORY BASIS: 5 M.R.S. § 17103(4)

PURPOSE: Amend if necessary; repeal and replace if necessary; repeal if appropriate

SCHEDULE FOR ADOPTION: 2025-2026

AFFECTED PARTIES: Persons appealing decisions of the Chief Executive Officer of the Maine Public Employees Retirement System

CONSENSUS-BASED RULE DEVELOPMENT: N/A

**CHAPTER 802**: **Participating Local Districts: Membership of Part-time, Seasonal or Temporary Employees**

STATUTORY BASIS: 5 M.R.S. § 17103(4)

PURPOSE: Amend if necessary; repeal and replace if necessary; repeal if appropriate

SCHEDULE FOR ADOPTION: 2025-2026

AFFECTED PARTIES: Participating Local Districts and Participating Local District employees who participate in the Participating Local District Retirement Program of the Maine Public Employees Retirement System

CONSENSUS-BASED RULE DEVELOPMENT: N/A

**CHAPTER 803**: **Participating Local District Consolidated Retirement Plan**

STATUTORY BASIS: 5 M.R.S. § 17103(4)

PURPOSE: Amend if necessary; repeal and replace if necessary; repeal if appropriate

SCHEDULE FOR ADOPTION: 2025-2026

AFFECTED PARTIES: Participating Local Districts and Participating Local District employees who participate in the Participating Local District Retirement Program of the Maine Public Employees Retirement System

CONSENSUS-BASED RULE DEVELOPMENT: N/A

**CHAPTER 804: Rebuttable Presumption for Death Benefits**

STATUTORY BASIS: 5 M.R.S. § 17103(4)

PURPOSE: Amend if necessary; repeal and replace if necessary; repeal if appropriate

SCHEDULE FOR ADOPTION: 2025-2026

AFFECTED PARTIES: Participating Local Districts and Participating Local District employees who participate in the Participating Local District Retirement Program of the Maine Public Employees Retirement System and their surviving spouses and children.

CONSENSUS-BASED RULE DEVELOPMENT: N/A

**CHAPTER 901**: **Adjustment to Retirement Benefits for Confidential State Employees**

STATUTORY BASIS: 5 M.R.S. § 17103(4)

PURPOSE: Amend if necessary; repeal or replace if necessary; repeal if appropriate

SCHEDULE FOR ADOPTION: 2025-2026

AFFECTED PARTIES: Participants in the retirement programs of the Maine Public Employees Retirement System

CONSENSUS-BASED RULE DEVELOPMENT: N/A

**NEW RULE**: **Deferred Compensation/Defined Contribution Plans**

STATUTORY BASIS: 5 M.R.S. § 17103(4)

PURPOSE: New rule; to establish requirements and procedures for implementing defined contribution plans

SCHEDULE FOR ADOPTION: 2025-2026

AFFECTED PARTIES: Participants in the retirement programs of the Maine Public Employees Retirement System

CONSENSUS-BASED RULE DEVELOPMENT: N/A

**NEW RULE**:  **Reduction of Accidental Death Benefits because of Lump-sum Settlements of benefits payable under the Workers’ Compensation Act or Similar Law**

STATUTORY BASIS: 3 M.R.S. §856, 4 M.R.S. §1356, 5 M.R.S. §§ 18005(2), 18506(2)

PURPOSE: New rule; to provide basis for proration of lump-sum Workers’ Compensation and similar payments

SCHEDULE FOR ADOPTION: 2025-2026

AFFECTED PARTIES: Participants in the retirement programs of the Maine Public Employees Retirement System

CONSENSUS-BASED RULE DEVELOPMENT: N/A

**NEW RULE**: **Payroll Reporting**

STATUTORY BASIS: 5 M.R.S. §§ 17103(4), 17601, 17701, 18301, 18303

PURPOSE: New rule; to establish requirements of the System’s recordkeeping processes, some of which may change as processes are automated.

SCHEDULE FOR ADOPTION: 2025-2026

AFFECTED PARTIES: Participants and employers of participants in the retirement programs of the Maine Public Employees Retirement System

CONSENSUS-BASED RULE DEVELOPMENT: N/A

**NEW RULE**: **Death Benefits**

STATUTORY BASIS: 5 M.R.S. §§ 17103((4), 17951-17953, 18001-18006, 18551-18557, 18601-18606

PURPOSE: New rule; to establish procedural and other requirements

SCHEDULE FOR ADOPTION: 2025-2026

AFFECTED PARTIES: Designated beneficiaries, surviving spouses, children, parents and estates of participants in the retirement programs of the Maine Public Employees Retirement System

CONSENSUS-BASED RULE DEVELOPMENT: N/A

**NEW RULE**: **Refunds of Accumulated Contributions**

STATUTORY BASIS: 5 M.R.S. §§ 17103(4), 17705-A, 17706-A, 18306-A, 18307-A

PURPOSE: New rule; to establish procedural and other requirements

SCHEDULE FOR ADOPTION: 2025-2026

AFFECTED PARTIES: Participants and designated beneficiaries, surviving spouses, children, parents and estates of participants in the retirement programs of the Maine Public Employees Retirement System

CONSENSUS-BASED RULE DEVELOPMENT: N/A

**NEW RULE: Auditing of Employer Records**

STATUTORY BASIS: 5 M.R.S. §§ 17054-A, 17103(4), 17105(5)

PURPOSE: New rule; to establish guidelines for the auditing of employer records to ensure compliance with applicable laws

SCHEDULE FOR ADOPTION: 2025-2026

AFFECTED PARTIES: Participants and employers in the retirement programs of the Maine Public Employees Retirement System

CONSENSUS-BASED RULE DEVELOPMENT: N/A

**NEW RULE: Recovery of Overpayments**

STATUTORY BASIS: 5 M.R.S. §§ 17054(3), 17103(4), 17103(6), 17930(2)(A), 17930(3)(B), 18530(2)(A), 18530(2)(B)

PURPOSE: New rule; to establish guidelines for recovery of overpayments

SCHEDULE FOR ADOPTION: 2025-2026

AFFECTED PARTIES: Persons who have received benefit payments or refunds in excess of the amounts provided by law

CONSENSUS-BASED RULE DEVELOPMENT: N/A

**OTHER RULEMAKING ACTIONS**: **Automated Processing**

STATUTORY BASIS: 5 M.R.S. § 17103(4)

PURPOSE: Amend current rules and adopt new rules as necessary to convert to increased use of automated processing to enhance timeliness and accuracy of the functions performed in the programs of the Maine Public Employees Retirement System.

SCHEDULE FOR ADOPTION: 2025-2026

AFFECTED PARTIES: Participants and employers in the retirement programs of the Maine Public Employees Retirement System

CONSENSUS-BASED RULE DEVELOPMENT: N/A