A of D 4-4-18

BARNSTABLE COUNTY

In the Year Two Thousand and Eighteen

Proposed Resolution 18- 01

To request that Representative Sarah Peake petition the general Court that Barnstable County be authorized to establish a deeds excise fund.

Now, therefore,

Be It Hereby Resolved that the Barnstable County Assembly of Delegates requests that Representative Sarah Peake, of the 4th Barnstable District, submit a petition to the General Court, on behalf of Barnstable County, providing for the establishment of a deeds excise fund as provided for in Bill H. _____ (included as an attachment) which was submitted on behalf of Barnstable County to the 189th General Court.

Attachment to Barnstable County Assembly of Delegates
Resolution 18- _____

Bill H. _____
SECTION 1: Chapter 64D of the general Laws, as appearing in the 2014 official edition, is hereby amended by inserting the following new section:
Section 11A. There shall be established upon the books of Barnstable County, being a county of a transferred sheriff, the government of which county has not been abolished by Chapter 34B or other law, a fund, maintained separate and apart from all other funds and accounts of each county, to be known as the Deeds Excise Fund.
[Second paragraph effective until July 1, 2014. For text effective July 1, 2024 see below.]
Notwithstanding any general or special law to the contrary, in Barnstable County, in any year in which its minimum obligation to fund from its own revenues the operation of the sheriff's office is sufficient to satisfy the unfunded county pension liabilities and other benefit liabilities of retired employees of the sheriff's office, as determined by agreement of the secretary of administration and finance, the actuary of the Public Employee Retirement Administration Commission, the retirement association and their actuary and the county treasurer, beginning in fiscal year _____, the county shall retain and shall transfer to the Deeds Excise Fund in which it shall be held separate and apart from all other funds and from which it shall be appropriated solely for this purpose, an amount of the State deeds excise collected in that county necessary as determined by agreement of the secretary of administration and finance, the actuary of the Public Employee Retirement Administration Commission, the retirement associations and their actuary and the county treasurer to meet its annual retirement assessment, which shall include the

county's required maintenance of effort for the fiscal year and to satisfy the unfunded county pension liabilities and other benefit liabilities of retired employees of the sheriff's office until the minimum obligation is sufficient or until the county has paid such unfunded liability in full. [Third paragraph effective July 1, 2024. For text effective until July 1, 2024 see above.] Notwithstanding any general or special law contrary, in Barnstable County, in any year in which its minimum obligation to fund from its own revenues the operation of the sheriff's office is insufficient to satisfy the unfunded county pension liabilities and other benefit liabilities of retired employees of the sheriff's office, as determined by agreement of the secretary of administration and finance, the actuary of the Public Employee retirement Administration Commission, the retirement association and their actuary and the county treasurer, beginning in fiscal year 201_____, the county shall retain and shall transfer to the Deeds Excise Fund in which it shall be appropriated solely for this purpose, an amount of the State deeds excise collected in that county necessary as determined by agreement of the secretary of administration and finance, the actuary of the Public Employee retirement Administration Commission, the retirement associations and their actuary and the county treasurer to meet its annual retirement assessment, which shall include the county's required maintenance of effort for the fiscal year plus an additional 10 percent of the combined maintenance of effort for fiscal year 2010 to fiscal year 201_____ and to satisfy the unfunded county pension liabilities and other benefit liabilities of retired employees of the sheriff's office until the minimum obligation is sufficient or until the county has paid such unfunded liability in full.

SECTION 2. This act shall take effect upon its passage.

SUBMITTED BY
RON BERGSTROM - CHATHAM
ED McMANUS - HARWICH 4-4-18