

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from electronic originals  
(may include minor formatting differences from printed original)



# 127th MAINE LEGISLATURE

## FIRST REGULAR SESSION-2015

---

Legislative Document

No. 822

---

H.P. 556

House of Representatives, March 10, 2015

**An Act To Allow a Former Spouse of a Member of the Maine Public Employees Retirement System To Begin Collecting Benefits When the Former Spouse Reaches the Member's Retirement Age**

---

Reference to the Committee on Appropriations and Financial Affairs suggested and ordered printed.

A handwritten signature in cursive script that reads "R B. Hunt".

ROBERT B. HUNT  
Clerk

Presented by Representative COREY of Windham.  
Cosponsored by Senator DIAMOND of Cumberland and  
Representatives: BLUME of York, FECTEAU of Biddeford, GERRISH of Lebanon,  
GINZLER of Bridgton, KINNEY of Knox, O'CONNOR of Berwick, SKOLFIELD of Weld.

1 **Be it enacted by the People of the State of Maine as follows:**

2 **Sec. 1. 5 MRSA §17059, sub-§4, ¶H,** as enacted by PL 1991, c. 746, §9 and  
3 affected by §10, is amended to read:

4 H. Does not require the payment of benefits to an alternate payee before the  
5 retirement of a member other than a member of the State Employee and Teacher  
6 Retirement Program under chapter 423 and when the payee reaches the member's  
7 normal retirement age, the distribution of a withdrawal of contributions to a member  
8 or other distribution to a member required by law.

9 **Sec. 2. 5 MRSA §17059, sub-§5, ¶E,** as enacted by PL 1991, c. 746, §9 and  
10 affected by §10, is amended to read:

11 E. The order may not require any action on the part of the retirement system contrary  
12 to its governing laws or plan provisions other than the direct payment of the benefit  
13 awarded to an alternate payee or the direct payment of the benefit awarded to an  
14 alternate payee before the retirement of a member of the State Employee and Teacher  
15 Retirement Program under chapter 423 and when the payee reaches the member's  
16 normal retirement age.

17 **SUMMARY**

18 This bill amends the requirements related to a qualified domestic relations order to  
19 allow the payment of retirement benefits to an alternate payee before the retirement of a  
20 member of the State Employee and Teacher Retirement Program and when the payee  
21 reaches the member's normal retirement age.