

MAINE STATE LEGISLATURE

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September 2, 1959

To: Earle R. Hayes, Executive Secretary, Maine State
Retirement System

Re: Effective date for New Minimum Benefits to Teachers

We have your request for an opinion as to the meaning of the last sentence of Chapter 366, Public Laws, 1959, "An Act Relating to Retirement Benefits for Teachers With Fifteen Years of Service" as it pertains to the time of adjustment in payments of benefits already being paid.

The sentence reads "Proper adjustments in benefits already being paid under this section shall be made, in those cases affected, on the first monthly pension payroll subsequent to the effective date of this Act."

The effective date of the Act is September 12, 1959. It is our understanding that your payrolls are prepared for payment on the last day of the month. We must look to the wording of the Act to determine the intent.

In our opinion the first monthly pension payroll after September 12 is that prepared for payment on September 30. Adjustments should be made in that payroll for benefits "in those cases already affected" giving those cases the benefit of the Act from September 12.

Frank E. Hancock
Attorney General

FEH:CBH