

# MAINE STATE LEGISLATURE

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January 2, 1968

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Legislative Finance  
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**FACTS:**

A person is presently employed by the State. Previously this person has been a legislative committee clerk. A committee clerk is employed when the legislature is in session.

**QUESTION:**

Does this constitute continuity for the purpose of allowing longevity pay provisions under the statutes which provides longevity pay for State Employees?

**ANSWER:**

No.

**OPINION:**

P. & S. 1963, Chapter 202, provides longevity for State employees on or after January 1, 1964. Some of the language in that Chapter reads:

" . . . . after completion of 8 years of service with the State, provided that the last 5 years of employment shall have been continuous . . . . "

Also the same language is again used with "15" substituted for "8" and "10" substituted for "5."

The language quoted is most clear. There must be a stated period of continuous employment as one condition of eligibility for longevity. A person who served as a committee clerk cannot have "employment (which) shall have been continuous."

GCW:H

George C. West  
Deputy Attorney General