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July 23, 1976

W. G. Blodgett, Executive Director

Retirement

Donald G. Alexander, Deputy

Attorney General

Application of increase in retirement benefits to retirees of participating local districts

Your memorandum of June 14, 1976, poses two questions. The first question relating to the date on which payment of the 6% increase in retirement benefits pursuant to 5 M.R.S.A. § 1128 could be made. This portion of your request has already been answered by an opinion of this office on June 21, 1976.

The memorandum of June 14, 1976, also posed the question of whether the increase in retirement benefits designated pursuant to the provisions of L.D. 1950 (P.L. 1975, Chap. 778) would apply not only to State employees as specifically covered in the terms of L.D. 1950 but also to retired employees of participating local districts which had accepted the cost of living adjustment provisions. The answer is that the 6% adjustment in retirement allowances provided by P.L. 1975, Chap. 778 applies to retired employees of participating local districts in the same manner as it applies to state employees.

DONALD G. ALEXANDER
Deputy Attorney General

DGA:mfe