

# MAINE STATE LEGISLATURE

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ONE HUNDRED AND SECOND LEGISLATURE

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Legislative Document

No. 1114

S. P. 347

In Senate, February 11, 1965

Referred to Committee on Appropriations and Financial Affairs. Sent down for concurrence and ordered printed.

EDWIN H. PERT, Secretary

Presented by Senator Violette of Aroostook.

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STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
SIXTY-FIVE

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AN ACT Relating to Retirement of Justices of the Supreme Judicial Court and Superior Court.

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**Emergency preamble.** Whereas, Acts of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, inflation over the years has greatly reduced the retirement benefits of Justices of the Supreme Judicial Court and the Superior Court; and

Whereas, the following legislation is vitally necessary to correct the inequities in such retirement benefits; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine, and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

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

**Sec. 1. R. S., T. 4, § 5, amended.** The first sentence of section 5 of Title 4 of the Revised Statutes is amended to read as follows:

‘Any Justice of the Supreme Judicial Court who resigns his office or ceases to serve at the expiration of any term thereof, after attaining the age of 70 years and after having served as a justice on either the Supreme Judicial Court or the Superior Court, or both, for at least 7 consecutive years, shall receive annually during the remainder of his life, whether or not he is appointed an Active Retired Justice as provided in section 6, an amount equal to  $\frac{3}{4}$  of the **currently effective annual salary of a Justice of the Supreme Judicial Court** ~~which was be-~~

ing paid to him at the termination of his service, to be paid in the same manner as the salaries of the justices of said court are paid.'

**Sec. 2. R. S., T. 4, § 103, amended.** The first sentence of section 103 of Title 4 of the Revised Statutes is amended to read as follows:

'Any Justice of the Superior Court who resigns his office or ceases to serve at the expiration of any term thereof, after attaining the age of 70 years and after having served as such justice for at least 7 consecutive years, shall receive annually during the remainder of his life an amount equal to  $\frac{3}{4}$  of the **currently effective annual salary of a Justice of the Superior Court** ~~which was being paid to him at the termination of his service~~, to be paid in the same manner as the salaries of the justices of said court are paid.'

**Sec. 3. Appropriation.** There is appropriated from the General Fund the sum of \$30,000 for the fiscal year ending June 30, 1966 and the sum of \$30,000 for the fiscal year ending June 30, 1967 to carry out the purposes of this Act.

**Emergency clause.** In view of the emergency cited in the preamble, this Act shall take effect July 1, 1965.