

MAINE STATE LEGISLATURE

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FIRST SPECIAL SESSION

ONE HUNDRED AND SECOND LEGISLATURE

Legislative Document

No. 1711

S. P. 673

In Senate, January 17, 1966

The Committee on Retirements and Pensions suggested.

EDWIN H. PERT, Secretary

Presented by Senator Boisvert of Androscoggin.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SIXTY-SIX

AN ACT Relating to Credit for Military Service Under State Retirement Law.

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

R. S., T. 5, § 1094, sub-§ 13, additional. Section 1094 of Title 5 of the Revised Statutes, as amended, is further amended by adding a new subsection 13, to read as follows:

‘13. **Military service credit.** Military service is defined as full time on active duty as a member of the Armed Forces. Anything to the contrary notwithstanding, military service shall be credited to teachers, state employees and participating district employees who are unable to otherwise qualify for military service credits, if the following requirements are met:

A. Within one year prior to the date of induction or acceptance for induction the member

(1) Had been pursuing a college course preparatory for state service or for teaching, or

(2) Had been employed by the State, teaching in the public schools of Maine, or employed by a participating district, and

B. Within one year of discharge from military service, had

(1) Returned to college or graduate school from which he entered a position covered by the Maine State Retirement System within one year of the completion of such college or graduate school work, or

(2) Returned to the state service or teaching in the public schools of Maine, or employment in a participating district, provided that the college

or graduate study is followed by entry or re-entry into the state service or teaching in Maine within a period of one year.

No member who is otherwise entitled to military leave credits shall be deprived of this right if his return to covered employment is delayed beyond one year after his separation from military service under conditions other than dishonorable if the delay is caused by a military service incurred illness or disability.

Credit for military service under this subsection shall be limited to 4 years. Such credit shall be available to those persons who were separated under conditions other than dishonorable from the Armed Forces of the United States.

It is the intent that these provisions shall apply to all persons, active or retired, but that for those already retired the effective date of any adjustment shall be not earlier than that date on which such time or credit is certified to the Maine State Retirement System.'