

MAINE STATE LEGISLATURE

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ONE HUNDRED AND FOURTH LEGISLATURE

Legislative Document

No. 297

H. P. 242

House of Representatives, January 22, 1969

Referred to Committee on Retirements and Pensions. Sent up for concurrence and ordered printed.

BERTHA W. JOHNSON, Clerk

Presented by Mr. LePage of Scarborough.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SIXTY-NINE

AN ACT Relating to Disability Retirement and Retirement Allowances Under State Retirement System.

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

Sec. 1. R. S., T. 5, § 1122, sub-§ 1, ¶ B, amended, Paragraph B of subsection 1 of section 1122 of Title 5 of the Revised Statutes is amended by adding at the end, the following paragraphs :

Except that any member whose application for a disability retirement allowance is approved and who has 25 years creditable service, or more, and who has not attained age 60, shall be entitled to a disability retirement allowance, the computation for which shall be 90% of 1/70 of average final compensation multiplied by the number of years which would be creditable to him were his creditable service to include the period from the time of retirement to the attainment of age 60. If the member has 30 years or more creditable service, the benefit shall not be reduced under section 1121, subsection 3.

Any recipient of a disability retirement allowance at the effective date of this amendment shall be entitled to a review and a recomputation of benefits and if this amount is greater than that being paid then an adjustment shall be made, without retroactivity, and shall become effective on the first day of the next following month.

Sec. 2. R. S., T. 5, § 1126, amended. The 3rd paragraph of section 1126 of Title 5 of the Revised Statutes is amended to read as follows :

Option 2. A reduced retirement allowance payable during his life, with the provision that it shall continue after his death for life of the beneficiary nominated by him by written designation duly acknowledged and filed with the

board of trustees at the time of retirement should such beneficiary survive him, except that any member who designates a spouse under this option shall be paid that monthly amount to which the member would be entitled had full benefits been selected, but at the death of the primary beneficiary the surviving spouse will become entitled to that monthly amount which is actuarially developed as of the date of retirement under a joint and survivor retirement allowance ; or