

# MAINE STATE LEGISLATURE

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# ONE HUNDRED AND FOURTH LEGISLATURE

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**Legislative Document**

**No. 454**

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H. P. 347

House of Representatives, January 28, 1969

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

BERTHA W. JOHNSON, Clerk

Presented by Mr. Gaudreau of Lewiston.

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## STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
SIXTY-NINE

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### **AN ACT** Relating to Service Retirement of Law Enforcement Officers in Department of Sea and Shore Fisheries.

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

**Sec. 1. R. S., T. 5, § 1121, sub-§ 1, ¶ D, repealed and replaced.** Paragraph D of subsection 1 of section 1121 of Title 5 of the Revised Statutes, as enacted by section 3 of chapter 445 of the public laws of 1965, is repealed and the following enacted in place thereof:

**D. Any law enforcement officer in the Department of Sea and Shore Fisheries may retire upon completion of 20 years of creditable service as a law enforcement officer in the Department of Sea and Shore Fisheries, but must retire at attainment of age 55, except that any person who was a law enforcement officer in the Department of Sea and Shore Fisheries on July 1, 1950, may continue in service until age 60 is attained and forthwith shall be retired. Any person who is a law enforcement officer in the Department of Sea and Shore Fisheries and who became a law enforcement officer subsequent to July 1, 1950, and who will not have 20 years of creditable service at the time age 55 is attained may continue in said service until 20 years is attained and forthwith shall be retired. Military service credits as allowed under section 1094 shall not be considered as part of the creditable service as a law enforcement officer under this paragraph, but that any military service creditable under section 1091 shall be considered to be part of the creditable service necessary for the 20 years as a law enforcement officer provided that he was a law enforcement officer in said department at the time of entrance into said military service and upon separation from military service again became a law enforcement officer in said department. The total amount of the service retirement allowance**

of a law enforcement officer retired in accordance with this paragraph shall be equal to  $\frac{1}{2}$  of his current annual salary.

**Sec. 2.** R. S., T. 5, § 1121, sub-§ 1, ¶ E, additional. Sub-section 1 of section 1121 of Title 5 of the Revised Statutes, as amended, is further amended by adding a new paragraph E, to read as follows:

**E.** Any law enforcement officer in the Department of Inland Fisheries and Game may retire at attained age 50 or upon completion of 25 years of total creditable service as a law enforcement officer in the Department of Inland Fisheries and Game whichever is the later. Retirement shall be compulsory at the attainment of age 60. Except that any law enforcement officer in the Department of Inland Fisheries and Game who will not attain the 25 years of creditable service at age 60 may be permitted to continue in his employment until age 63 in order to obtain the 25 years of creditable service necessary. The total amount of the service retirement allowance of a law enforcement officer retired in accordance with this paragraph shall be equal to  $\frac{1}{2}$  of his current annual salary.

**Sec. 3 Appropriation.** There is appropriated from the Unappropriated Surplus of the General Fund to the Department of Sea and Shore Fisheries the sum of \$27,500 to carry out the purposes of this Act.