

MAINE STATE LEGISLATURE

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(EMERGENCY)

ONE HUNDRED AND FIFTH LEGISLATURE

Legislative Document

No. 479

H. P. 373

House of Representatives, January 28, 1971

Referred to Committee on Veterans and Retirement. Sent up for concurrence and ordered printed.

BERTHA W. JOHNSON, Clerk

Presented by Mr. Lewin of Augusta.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-ONE

**RESOLVE, Providing a Minimum Service Retirement Allowance Under
the State Retirement Law for Ernest F. Miller**

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

Whereas, the 104th Legislature in regular session provided for a minimum service retirement allowance for state employees and teachers of \$80 per month, if the member had 10 years of creditable service at retirement; and

Whereas, Ernest F. Miller retired on December 12, 1964, prior to the effective date of such law; and

Whereas, the following legislation is vitally necessary to provide Mr. Miller a minimum service retirement allowance of \$80 per month; 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

Ernest F. Miller; additional creditable state service. Resolved: That notwithstanding any other provisions of law, the Maine State Retirement System is directed to credit Ernest F. Miller with 85 days of state service in addition to his present record of creditable service, thereby permitting him to receive the minimum service retirement allowance of \$80 per month as provided under the State Retirement Law, provided that he remit to such system an

amount equal to that contribution which would have been deducted from his compensation if he had been employed for an additional 85 days by the State. Such amount shall be computed by the Board of Trustees of the Retirement System.

Emergency clause. In view of the emergency cited in the preamble, this resolve shall take effect when approved.

STATEMENT OF FACT

Ernest F. Miller retired on December 12, 1964, prior to the effective date when the \$80 minimum service retirement allowance became effective. The purpose of this bill is to raise his retirement allowance to the minimum now authorized by law.