

MAINE STATE LEGISLATURE

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FIRST SPECIAL SESSION

ONE HUNDRED AND FIFTH LEGISLATURE

Legislative Document

No. 2036

H. P. 1579

House of Representatives, February 22, 1972

Reported by Mrs. Lincoln from Committee on Veterans and Retirement,
in accordance with Joint Order H. P. 1573. Printed under Joint Rules No. 18.

BERTHA W. JOHNSON, Clerk

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-TWO

AN ACT Relating to Restoration to State Service.

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

Sec. 1. R. S., T. 5, § 1123, amended. The 3rd sentence of section 1123 of Title 5 of the Revised Statutes is amended to read as follows:

Should any recipient of benefits other than disability benefits be restored to service, ~~the same general limitations with respect to whether or not the benefits should be suspended will be as outlined above, except that in the event benefits are suspended during such period of employment and should the combination of his monthly retirement allowance and monthly earnable compensation at any time exceed 1/12 of his average final compensation at retirement, his monthly retirement allowance payments shall be reduced accordingly; if his retirement allowance payments are thereby eliminated, the beneficiary shall again become a member of the retirement system and he shall contribute thereafter at the current rate and when such member subsequently again retires, he shall receive such combined benefits as may be computed on his entire creditable service and in accordance with the then existing law.~~

Sec. 2. Effective date. This Act shall become effective 90 days after the recess of the Legislature, except that it shall become effective on July 1, 1972, as to persons who were in State service and receiving nondisability retirement benefits on the date of this enactment.

STATEMENT OF FACT

The purpose of this Bill is to provide that any State retiree, other than one on a disability retirement, who is restored to State service in any capacity

shall not obtain a combined monthly retirement payment and monthly earnable compensation in excess of his average final monthly compensation at retirement.