

MAINE STATE LEGISLATURE

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ONE HUNDRED AND SIXTH LEGISLATURE

Legislative Document

No. 491

S. P. 183

In Senate, January 31, 1973

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

HARRY N. STARBRANCH, Secretary

Presented by Senator Richardson of Cumberland.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-THREE

AN ACT Relating to Purchase of Back Service Credits for Local Participating Districts and Individual Employees under Maine State Retirement System.

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

R. S., T. 5, § 1092, sub-§ 11, amended. Subsection 11 of section 1092 of Title 5 of the Revised Statutes is amended by adding a new paragraph at the end to read as follows:

Any member of a participating local district who has served in any participating local district or any unit of the State which might be considered eligible for membership in the Maine State Retirement System as a participating local district shall have the right to purchase, by mutual agreement between the participating local district and the individual concerned, such service as had been previously rendered, upon proper certification that the service had been rendered, and that the current employer will assume the liability incurred by the granting of such previous time.

STATEMENT OF FACT

Administrative, technical and professional personnel in municipal and quasi-municipal services lack the continuity of service in the MSRS afforded to state employees or teachers. Oftentimes, ATP personnel begin service in a governmental entity or proceed through service to several governmental entities which do not belong to the Maine State Retirement System. Under

an Attorney General's ruling, back service cannot be purchased if the governmental entity in which the person served did not belong to the MSRS at the time the employment was rendered. This amendment would allow the present participating local district and the individual to buy back service rendered in a municipal or quasi-municipal service, if and only if, the present employing district assents to buying back service time.