

# MAINE STATE LEGISLATURE

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# ONE HUNDRED AND SIXTH LEGISLATURE

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Legislative Document

No. 1091

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H. P. 832

House of Representatives, February 23, 1973

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

E. LOUISE LINCOLN, Clerk

Presented by Mr. Stillings of Berwick.

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## STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
SEVENTY-THREE

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### AN ACT Relating to the State Police Retirement System.

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

**Sec. 1. R. S., T. 25, § 1591, amended.** The 2nd paragraph of section 1591 of Title 25 of the Revised Statutes is amended to read as follows:

~~This section shall apply to a member who may become Chief of the State Police. A member who may become Such chief Chief or Commissioner of Public Safety shall be credited with the number of years which he served as a member to be added to the number of years served as chief or commissioner. Upon his request for retirement, made in writing to the Governor and Council, he shall receive thereafter ½ of the pay per year that is paid to him as chief or commissioner at the time of his retirement provided he has served at least 4 years as chief; otherwise he shall receive thereafter ½ of the pay per year that was paid to him as a member at the time he was appointed chief.~~

**Sec. 2. R. S., T. 5, § 1095, amended.** The 2nd sentence of section 1095 of Title 5 of the Revised Statutes, as amended by section 1 of chapter 445 of the public laws of 1965, is further amended to read as follows:

Anything to the contrary notwithstanding, each member of the State Police, including the chief thereof or a member of the State Police or the chief thereof who is appointed to the position of Commissioner of Public Safety, who became a member of that department subsequent to July 9, 1943, shall, beginning with the first full week after September 21, 1963, make a 7½% contribution of earnable compensation to the retirement system as long as he is employed.

**Sec. 3. R. S., T. 5, § 1121, sub-§ 1, ¶ C, amended.** The 3rd sentence of paragraph C of subsection 1 of section 1121 of Title 5 of the Revised Statutes, as amended by section 13 of chapter 544 of the private and special laws of 1967, is further amended to read as follows:

Notwithstanding anything to the contrary, **a state police officer appointed as the chief, ~~and the~~ deputy chief or as Commissioner of Public Safety**, shall be permitted to continue in said position beyond attained age 55 or after completion of 20 years of creditable service until the end of the term for which he was appointed, and ~~the such~~ chief, ~~or the~~ deputy chief or **Commissioner of Public Safety** may be appointed or reappointed regardless of attained age or length of creditable service.

**Sec. 4. R. S., T. 5, § 1121, sub-§ 1, ¶ C, amended.** Paragraph C of subsection 1 of section 1121 of Title 5 of the Revised Statutes, as last repealed and replaced by section 12 of chapter 544 of the public laws of 1967, and as amended, is further amended by adding at the end a new paragraph to read as follows:

**For purposes of this Title, a member of the State Police shall be deemed to mean any state police officer or any such state police officer who is appointed Chief of the State Police or Commissioner of Public Safety.**

#### STATEMENT OF FACT

The intent of this Act is to ensure that appointment to the position of Commissioner of Public Safety will not jeopardize the retirement benefits of a member of the State Police who accepts such an appointment.