

MAINE STATE LEGISLATURE

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STATE OF MAINE
SENATE
106TH LEGISLATURE
FIRST SPECIAL SESSION

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SENATE AMENDMENT " A" to S. P. 825, L. D. 2352, Bill, "AN ACT Relating to Retirement of Justices of the Supreme Judicial and Superior Courts and Judges of the District Court."

Amend said Bill by striking out everything after the enacting clause and before the Statement of Fact and inserting in place thereof the following:

'Sec. 1. R. S., T. 4, §5, amended. The first sentence of section 5 of Title 4 of the Revised Statutes, as amended, is repealed and the following enacted in place thereof:

Any Justice or former Justice of the Supreme Judicial Court who has resigned his office or who has ceased to serve at the expiration of any term thereof and after having served as such justice on either the Supreme Judicial Court or the Superior Court, or both, for at least 7 years, shall, after attaining the age of 70 years, receive annually during the remainder of his life, whether or not he is appointed an Active Retired Justice as provided in section 6, an amount equal to 3/4 of the currently effective annual salary of a Justice or Chief Justice of the Supreme Judicial Court, as the case may be, to be paid in the same manner as the salaries of the justices of said court are paid. Any Justice or former Justice of the Supreme Judicial Court who has resigned his office or who has ceased to serve at the expiration of any term thereof and after having served as a justice or judge on any court which has ever been in the judicial system of Maine, except the probate court, for at least 12 years, shall, after attaining the age of 65 years, receive annually during the remainder of his life, whether or not he is appointed an Active Retired Justice as provided in section 6, an amount equal to 3/4 of the currently effective annual salary of a Justice or Chief Justice of the Supreme Judicial Court, as the case may be, to be paid in the same manner as the salaries of the justices of said court are paid. (Filing No. S-399)

Sec. 2. R. S., T. 4, §103, amended. The first sentence of section 103 of Title 4 of the Revised Statutes, as amended, is repealed and the follow enacted in place thereof:

Any Justice or former Justice of the Superior Court who has resigned his office or who has ceased to serve at the expiration of any term thereof and after having served as such justice for at least 7 years, shall, after attaining the age of 70 years, receive annually during the remainder of his life an amount equal to 3/4 of the currently effective salary of a Justice of the Superior Court, to be paid in the same manner as the salaries of the justices of said court are paid. Any Justice or former Justice of the Superior Court who has resigned his office or who has ceased to serve at the expiration of any term thereof and after having served as a justice or judge on any court which has ever been in the judicial system of Maine, except the probate court, for at least 12 years shall, after attaining the age of 65 years, receive annually during the remainder of his life an amount equal to 3/4 of the currently effective salary of a Justice of the Superior Court, to be paid in the same manner as the salaries of the justices of said court are paid.

Sec. 3. R. S., T. 4, § 157-A, amended. The first sentence of section 157-A of Title 4 of the Revised Statutes, as enacted by section 2 of chapter 417 of the public laws of 1973, is repealed and the following enacted in place thereof:

Any Judge or former Judge of the District Court who has resigned his office or who has ceased to serve at the expiration of any term thereof and after having served as such judge for at least 7 years, shall, after attaining the age of 70 years, receive annually during the remainder of his life an amount equal to 3/4 of the currently effective annual salary of a Judge of the District Court, to be paid in the same manner as the salaries of the judges of said court are paid. Any Judge or former Judge of the District Court who has resigned his office or who

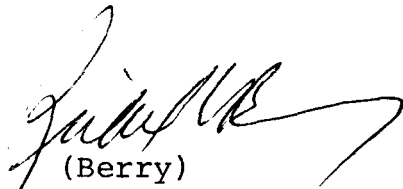
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has ceased to serve at the expiration of any term thereof and after having served as a justice or judge of any court which has ever been in the judicial system of Maine, except the probate court, for at least 12 years, shall, after attaining the age of 65 years, receive annually during the remainder of his life an amount equal to 3/4 of the currently effective annual salary of a Judge of the District Court, to be paid in the same manner as the salaries of the judges of said court are paid.'

Statement of Fact

The purpose of this amendment is to make adequate provision for retirement of justices under special circumstances.


(Berry)
NAME:

COUNTY: Cumberland

Reproduced and distributed pursuant to Senate Rule 11-A.

March 14, 1974. (Filing No. S-399).