

# MAINE STATE LEGISLATURE

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STATE OF MAINE  
SENATE  
FIRST SPECIAL SESSION  
107TH LEGISLATURE

SENATE AMENDMENT "A" to COMMITTEE AMENDMENT "A" to H.P. 1860,  
L.D. 2027, Bill, "AN ACT to Clarify the Retirement Statutes."

Amend said Amendment in the first line by striking out the  
word "Amend" and inserting in place thereof the following:

'Amend said Bill by striking out all of the emergency  
preamble and emergency clause.

Further amend said Bill in section 1 in subsection 3-A in  
the 6th line (4th and 5th lines in L.D.) by inserting after the  
word "subsections" the underlined figure and punctuation '4,'

Further amend'

Further amend said Amendment by striking out all of the last  
4 paragraphs before the Statement of Fact and inserting in place  
thereof the following:

'Further amend said Bill in section 6 by striking out all  
of the last paragraph and inserting in place thereof the following:

~~'Sections 23-A, 38-B, 41, 44, 46, 49-A, 50 and 50-A~~  
Section 23-A and as much of sections 38-B and 49-A as apply  
to members in local districts shall apply to all retirement  
allowances that are first payable on or after July 1, 1977;  
except that any part of a retirement allowance based on creditable  
service and earnable compensation paid prior to ~~January 1, 1976~~  
July 1, 1977, that would be higher if determined, on a pro rata  
basis, under the provisions of chapter 101 in effect immediately  
prior to July 1, 1977, shall be so determined.

Sections 41, 44, 46, 50 and 50-A, and as much of sections

38-B and 49-A that apply to members who are state employees, shall apply to all retirement allowances that are first payable on or after July 1, 1976; except that any part of a retirement allowance based on creditable service and earnable compensation paid prior to July 1, 1976, that would be higher if determined, on a pro rata basis, under the provisions of chapter 101 in effect immediately prior to July 1, 1976, shall be so determined.'

Further amend said Bill by renumbering sections 5 to 8 to be sections 4 to 7.'

Statement of Fact

This amendment:

1. Removes emergency preamble and emergency clause from the bill;
2. Corrects an omission in the present law;
3. Does not remove the change in the basis for "additional benefits" and contribution rate;
4. Does not remove the provision for payment by the member or his employer for accumulated or accrued leave beyond 90 days that will be used as creditable service;
5. Does not remove the strike out of section 4; and
6. Separates the effective date for local districts and state employees on the shift to "average final compensation" and the additional benefits accruing after eligibility; leaving local districts with a 1977 effective date and changing <sup>law enforcement</sup> state employees to a 1976 effective date.

(Collins)  
NAME:

*Samuel W. Collins Jr.*

COUNTY: Knox

Reproduced and distributed pursuant to Senate Rule 11-A.

April 2, 1976.

(Filing No. S-511).