

# MAINE STATE LEGISLATURE

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OF  
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STATE OF MAINE  
SENATE (Filing No. S-364)  
108th LEGISLATURE  
FIRST REGULAR SESSION

SENATE AMENDMENT "E" to COMMITTEE AMENDMENT "A" to H.P. 1310, L.D. 1634, Bill, "AN ACT to Prohibit the Practice of Mandatory Retirement Age."

Amend the amendment by striking out all of section 14 and inserting in its place the following:

'Sec. 14. 5 MRSA §4573, sub-§1, ¶A, as enacted by PL 1971, c. 501, §1, is repealed and the following enacted in its place:

'A. Terminate employment in compliance with the terms or conditions of any bona fide retirement or pension plan which is not a subterfuge to evade the purposes of this chapter, except that no such employee benefit plan or retirement plan shall excuse the failure to hire any individual; or'

Further amend the <sup>amendment</sup> / by striking out all of section 17.

Further amend the amendment in section 20, 2nd paragraph, by striking out (in 2 places) the figures "14" and "17"

Further amend the amendment by inserting before the statement of fact the following:

'Further amend the bill by renumbering the sections to read consecutively.'

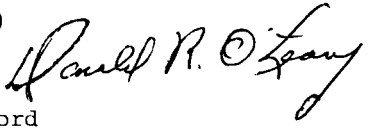
OF R.

SENATE AMENDMENT "E" to COMMITTEE AMENDMENT "A" to H.P. 1310, L.D. 1634

Statement of Fact

This amendment deletes those sections in the committee amendment which prohibit the use of fixed retirement ages pursuant to the terms of bona fide pension and retirement plans. In addition, this amendment would alter the existing Human Rights Act to make it clear that such plans could not be used as a subterfuge or device for discriminating against older workers. Finally, the amendment makes it clear that such plans cannot be used as an excuse for the failure to hire any individual for employment.

(O'Leary)  
NAME:



COUNTY: Oxford

Reproduced and distributed pursuant to Senate Rule 11-A.

July 6, 1977

(Filing No. S-364)