

# MAINE STATE LEGISLATURE

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SECOND REGULAR SESSION

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ONE HUNDRED AND NINTH LEGISLATURE

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**Legislative Document**

**No. 1711**

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H. P. 1600

Office of the Clerk of the House

The Committee on Aging, Retirement and Veterans suggested. Approved for introduction by the Legislative Council pursuant to Joint Rule 26.

Presented by Mr. MacEachern of Lincoln.

EDWIN H. PERT, Clerk of the House

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STATE OF MAINE

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IN THE YEAR OF OUR LORD NINETEEN HUNDRED AND EIGHTY

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**RESOLVE, Concerning the Disability Retirement of Stephen Bearce of Lincoln.**

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

**Stephen Bearce; disability retirement allowance; date of termination of active service. Resolved:** That, notwithstanding the provisions of the Revised Statutes, Title 5, section 1122, subsection 2, the retirement allowance paid to Stephen Bearce pursuant to that section, shall be retroactive to December 2, 1977, which shall for the purposes of the Revised Statutes, Title 5, section 1122, be considered the date of termination of active service.

STATEMENT OF FACT

The purpose of this resolve is to correct a hardship imposed by the provisions of Title 5, section 1122, subsection 2. Mr. Bearce, who was disabled on December 2, 1977, attempted to return to work on May 22, 1978. He only worked for ½ hour, but, because of his return, the later date was set as the date of termination of service for the purposes of paying retirement allowances. This resulted in a loss of benefits to Mr. Bearce totaling approximately \$2,500. This resolve would make the retirement allowance retroactive to December 2, 1977, which was the actual date of his disability.