

MAINE STATE LEGISLATURE

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L.D. 2336

2

(Filing No. H-602)

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STATE OF MAINE

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HOUSE OF REPRESENTATIVES

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111TH LEGISLATURE

6

SECOND REGULAR SESSION

7

HOUSE AMENDMENT "J" to H.P. 1769, L.D. 2336,
8 Bill, "AN ACT Concerning the Funding of the Depart-
9 ment of Inland Fisheries and Wildlife."

10

Amend the bill by inserting at the end before the
11 Emergency Clause the following:

12

'PART R

13

Sec. 1. 5 MRSA §1095, sub-§3, as amended by PL
14 1977, c. 661, §1, is further amended to read:

15

3. Fisheries and game wardens hired before Sep-
16 tember 1, 1984. Each law enforcement officer in the
17 Department of Inland Fisheries and Wildlife employed
18 before September 1, 1984, and each law enforcement
19 officer in the Department of Marine Resources shall
20 contribute at a rate of 7.5% of earnable compensation
21 until he has completed 20 years of creditable ser-
22 vice, as required under section 1121, subsection 1,
23 paragraph D. After completing ~~such~~ that service, a
24 law enforcement officer in the Department of Inland
25 Fisheries and Wildlife or in the Department of Marine
26 Resources shall contribute at a rate of 6.5% of earn-
27 able compensation for the remainder of his employment
28 as such a law enforcement officer.

29

A commissioner or a deputy commissioner of the De-
30 partment of Marine Resources may elect to contribute
31 as a member under subsection 1 rather than this sub-
32 section if he files a written copy of the election of
33 that choice with the board of trustees.

34

Sec. 2. 5 MRSA §1121, sub-§1, ¶D, as amended by
35 PL 1977, c. 661, §2, is further amended to read:

36

D. Any law enforcement officer in the Department

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1 of Inland Fisheries and Wildlife who is employed
2 as such before September 1, 1984, and any law en-
3 forcement officer in the Department of Marine Re-
4 sources may retire upon completion of 20 years of
5 creditable service as a law enforcement officer
6 in the Department of Inland Fisheries and Wild-
7 life or a law enforcement officer in the Depart-
8 ment of Marine Resources. Military service cred-
9 its, as allowed under section 1094, shall not be
10 considered as part of the creditable service as a
11 law enforcement officer under this section, but
12 any military service creditable under section
13 1091 shall be considered to be part of the cred-
14 itable service necessary for the 20 years as a
15 law enforcement officer, provided that he was a
16 law enforcement officer in either of these de-
17 partments at the time of entrance into such mili-
18 tary service and upon separation from military
19 service again became a law enforcement officer in
20 either of these departments. The total amount of
21 the service retirement allowance of a law en-
22 forcement officer retired in accordance with this
23 paragraph, shall be equal to 1/2 of his average
24 final compensation and an additional 2% of his
25 average final compensation for each year of mem-
26 bership service not included in determining eli-
27 gibility for retirement under this paragraph.

28 A law enforcement officer in the Department of
29 Inland Fisheries and Wildlife who has become a
30 member of that department on or after September
31 1, 1984, may retire after completion of 25 years
32 of creditable service as a law enforcement offi-
33 cer in the Department of Inland Fisheries and
34 Wildlife and attainment of age 55. The service
35 retirement shall be determined in accordance with
36 subsection 2, paragraph A.

37 Any such law enforcement officer who has com-
38 pleted 25 or more years of creditable service may
39 retire at any time prior to the attainment of age
40 55 and receive a service retirement allowance.

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1 The retirement allowance shall be determined in
2 accordance with subsection 2, paragraph A, but
3 shall be at a reduced amount determined by apply-
4 ing to the retirement allowance the percentage
5 that a life annuity due at age 55 bears to the
6 life annuity due at the age of retirement, sub-
7 ject to this subsection. For this purpose, the
8 tables of annuities as approved by the board of
9 trustees at the dates of retirement shall be
10 used.

11 Upon the death of a law enforcement officer of
12 the Department of Marine Resources or a law en-
13 forcement officer of the Department of Inland
14 Fisheries and Wildlife who is the recipient of a
15 retirement allowance under this ~~section~~
16 paragraph, without optional modification, or is
17 retired under the disability provisions, the sur-
18 viving spouse, shall become entitled to a retire-
19 ment allowance which shall be equal to 1/2 of the
20 amount being paid at the time of his death and
21 which payment shall continue for the remainder of
22 his or her lifetime or until he or she becomes
23 the dependent of another person.

24 A commissioner or a deputy commissioner of the
25 Department of Marine Resources may retire under
26 this paragraph if he has contributed as a law en-
27 forcement officer under section 1095, subsection
28 3.'

29 Further amend the bill by renumbering the Parts
30 to read consecutively.

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STATEMENT OF FACT

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This amendment provides that any law enforcement officer in the Department of Inland Fisheries and Wildlife employed after September 1, 1984, may retire at age 55 or after 25 years of creditable service.

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6515032784

Filed by Rep. MacEacheron of Lincoln
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