

MAINE STATE LEGISLATURE

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FIRST REGULAR SESSION

ONE HUNDRED AND THIRTEENTH LEGISLATURE

Legislative Document

NO. 1172

H.P. 871 House of Representatives, April 9, 1987
Reference to the Committee on Aging, Retirement and
Veterans suggested and ordered printed.

EDWIN H. PERT, Clerk

Presented by Representative CARTER of Winslow.

Cosponsored by Speaker MARTIN of Eagle Lake, Senator
MATTHEWS of Kennebec and Representative PERRY of Mexico.

STATE OF MAINE

IN THE YEAR OF OUR LORD
NINETEEN HUNDRED AND EIGHTY-SEVEN

1 **Resolve, to Provide a Retirement Benefit to**
2 **Dorothy R. Lizzotte.**
3

4 **Retirement benefit. Resolved:** That, notwithstand-
5 ing the requirements of the Maine Revised Statutes,
6 Title 5, section 17851, subsection 2, paragraph B,
7 the Maine State Retirement System shall provide to
8 Dorothy R. Lizzotte the benefit provided by Title 5,
9 section 17854; and be it further

10 **Appropriation. Resolved:** That there is appropri-
11 ated from the General Fund the amount of \$15,450
12 which is the difference between the amount of Mrs.
13 Lizzotte's accumulated contributions in the Maine
14 State Retirement System; the only benefit to which
15 Mrs. Lizzotte is entitled under the laws, and the
16 value of the benefit to which she will become enti-
17 tled if this resolve is enacted.

1

STATEMENT OF FACT

2 Dorothy R. Lizzotte was employed by the Town of
3 Winslow as a secretary in the school department for
4 approximately 6 years and terminated employment in
5 June, 1970, because of illness. At that time, the
6 Maine State Retirement System laws required 10 years
7 of service to qualify for ordinary disability retire-
8 ment. Mrs. Lizzotte was 45 years of age and there-
9 fore not eligible for service retirement. As she did
10 not have 10 years of service she was not "vested"
11 which would have entitled her to apply for a retire-
12 ment benefit upon reaching age 60 under the Maine Re-
13 vised Statutes, Title 5, section 17851, subsection 2.

14 This resolve is to waive the requirements in Ti-
15 tle 5, section 17851, subsection 2, that a member not
16 in service have at least 10 years of creditable ser-
17 vice to qualify for a retirement benefit. This re-
18 solve would also waive the requirement in Title 5,
19 section 17854, that a member have 10 years of credit-
20 able service to be entitled to a minimum of service
21 retirement \$100 per month.

22 Mrs. Lizzotte is entitled to a refund of her con-
23 tributions, plus interest, in the amount of
24 \$1,048.72. The retirements system's actuary has es-
25 timated the reserves, present value of the benefit,
26 required for the benefit that would be provided by
27 this resolve to be \$16,500. The difference is
28 \$15,452. Title 5, section 17155, provides that the
29 entire actuarial cost of benefits granted by legisla-
30 tion such as this shall be fully funded by the same
31 Legislature which enacts the special resolve or other
32 legislation.

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