

MAINE STATE LEGISLATURE

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114th MAINE LEGISLATURE

FIRST REGULAR SESSION - 1989

Legislative Document

No. 1526

H.P. 1093

House of Representatives, May 8, 1989

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 27.

Reference to the Committee on Aging, Retirement and Veterans suggested and ordered printed.

Ed Pert

EDWIN H. PERT, Clerk

Presented by Representative STEVENS of Sabattus.
Cosponsored by Representative JALBERT of Lisbon.

STATE OF MAINE

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

An Act Concerning Teacher Retirement Laws.

(AFTER DEADLINE)



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

3 Sec. 1. 5 MRSA §17763, sub-§1, ¶B, as enacted by PL 1985, c.
801, §§5 and 7, is amended to read:

5 B. The teacher must have ~~10~~ 20 years of service in the
7 public schools and the last 10 years of creditable service
before the date of retirement must be in this State.

9 Sec. 2. 5 MRSA §17763, sub-§1, ¶C, as enacted by PL 1985, c.
11 801, §§5 and 7, is repealed and the following enacted in its
place:

13 C. The teacher, before any retirement benefit becomes
15 effective for that teacher, must make contributions into the
17 Members' Contribution Fund for the years of parochial school
19 or public or private academy service on the same basis as
21 that teacher would have made contributions had the service
23 been at a public school in this State, including interest at
25 a rate to be set by the board not to exceed regular interest
27 by 5 or more percentage points. Interest shall be computed
beginning the end of the year when those contributions would
have been made, if the service had been at a public school
in this State, to the date of payment.

29 STATEMENT OF FACT

31 This bill allows a public school teacher, who has at least
33 20 years' creditable service in this State and who has also
35 taught at a parochial school or public or private academy
approved by the Department of Educational and Cultural Services
37 or equivalent, to purchase up to 10 years of service credit for
that private school service if the teacher makes contributions
into the Members' Contribution Fund on the same basis as the
39 teacher would have made contributions had the service been at a
public school in this State. The bill puts teachers who purchase
credit for private school service in the same position as
41 teachers who purchase credit for out-of-state public school
service. Under existing legislation, teachers who purchase
43 credit for private school service are required, in effect, to pay
into the Members' Contribution Fund not only their own
45 contribution, but also, unlike teachers purchasing credit for
out-of-state public school service, their employer's contribution.