## MAINE STATE LEGISLATURE

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# 115th MAINE LEGISLATURE

## FIRST REGULAR SESSION-1990

Legislative Document

No. 34

S.P. 24

In Senate, January 3, 1991

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

JOY J. O'BRIEN Secretary of the Senate

Presented by Senator BALDACCI of Penobscot.

### STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED AND NINETY

An Act to Amend the Retirement Laws.



2	Be it enacted by the People of the State of Maine as follows:
2 4	Sec. 1. 5 MRSA §18311, sub-§2, ¶A, as amended by PL 1989, c. 710, §17, is further amended to read:
<b>*</b>	710, gr, 13 luither amended to read.
6	A. If the member qualifies under section 18360, subsection 2, paragraph-D, contributions shall-be are calculated at the
8	percentage rate required of active members during the period of time covered by the service in the armed forces applied
10	to the member's earnable compensation during the first year as an employee subsequent to service in the armed forces
12	under the following terms and conditions:
14 16	(1) If 2 or more percentage rates were in effect during the period of service in the armed forces, the highest percentage rate shall-be is used;
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1.8	(2) The minimum rate shall-be is 5%; and
20	(3) Interest at a rate set by the board not to exceed regular interest by 2 or more percentage points shall
22	be <u>is</u> paid on the unpaid balance beginning January 1, 1976, or the date of attaining 15 years of creditable
24	service, if later, to the date payment is made.
26	Sec. 2. 5 MRSA §18311, sub-§2, ¶B, as enacted by PL 1985, c. 801, §§5 and 7, is repealed.
28	
30	Sec. 3. 5 MRSA $\$18360$ , sub- $\$2$ , $\PE$ , as enacted by PL 1985, c. 801, $\S\S5$ and 7, is amended to read:
32	E. A member who served in the armed forces at-any-time-from August5,1964toMay7,1975 during any federally
34	recognized period of conflict, as defined in Title 37-B, section 504, subsection 4, paragraph A-1, subparagraph (3),
36	is entitled to service credit under this subsection if-he begins-membership-before-January-1,-1988.
38	**
40	STATEMENT OF FACT
42	Current law allows credit for service in the armed forces to employees of local districts participating in the Maine State
44	Retirement System if the employees began membership prior to January 1, 1976, except that veterans in service during the
46	Vietnam conflict receive credit only if they began state service prior to January 1, 1988.
48	-
50	This bill amends that law to allow credit for service in the armed forces during any period of conflict to employees of
52	participating local districts, regardless of when their state service began.
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