

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)



115th MAINE LEGISLATURE

SECOND REGULAR SESSION-1992

Legislative Document

No. 2227

S.P. 872

In Senate, January 28, 1992

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 26. Reference to the Committee on Aging, Retirement and Veterans suggested and ordered printed.

A handwritten signature in cursive script that reads "Joy J. O'Brien".

JOY J. O'BRIEN
Secretary of the Senate

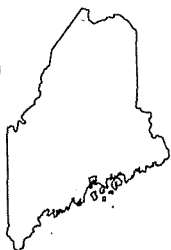
Presented by Senator McCORMICK of Kennebec

Cosponsored by Representative JALBERT of Lisbon, Senator CLARK of Cumberland and Representative WENTWORTH of Arundel.

STATE OF MAINE

IN THE YEAR OF OUR LORD
NINETEEN HUNDRED AND NINETY-TWO

An Act to Clarify Earnable Compensation for Retirement Purposes.



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

4 **5 MRSA §17001, sub-§13, ¶B, as amended by PL 1991, c. 432; c.**
6 **591, Pt. EEE, §3; and c. 618, §2 and affected by §7, is repealed**
8 **and the following enacted in its place:**

10 **B. "Earnable compensation" does not include:**

12 **(1) For any member who has 7 years of creditable**
14 **service by December 1, 1991 or who has reached 60 years**
16 **of age and has been in service for a minimum of one**
18 **year immediately before that date, payment for more**
20 **than 30 days of unused accumulated or accrued sick**
22 **leave, payment for more than 30 days of unused vacation**
24 **leave or payment for more than 30 days of a combination**
26 **of both;**

28 **(2) For any member who is not covered by subsection 1,**
30 **payment for any unused accumulated or accrued sick**
32 **leave or payment for any unused vacation leave;**

34 **(3) Any other payment that is not compensation for**
36 **actual services rendered; or**

38 **(4) Teacher recognition grants paid pursuant to Title**
40 **20-A, section 13503-A.**

A payment for unused sick leave or unused vacation leave may
not be included as part of earnable compensation unless it
is paid upon the member's last termination before the member
applies for retirement benefits.

STATEMENT OF FACT

The purpose of this bill is to ensure that payment to a teacher for extracurricular work is treated as "earnable compensation" whether the payment is made as part of the teacher's salary or in a lump sum at the end of the activity.