

MAINE STATE LEGISLATURE

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118th MAINE LEGISLATURE

FIRST REGULAR SESSION-1997

Legislative Document

No. 1100

H.P. 812

House of Representatives, February 18, 1997

An Act to Amend the Laws Relating to Vesting in the Maine State Retirement System.

Reference to the Committee on Labor suggested and ordered printed.

A handwritten signature in cursive script that reads "Joseph W. Mayo".

JOSEPH W. MAYO, Clerk

Presented by Representative HATCH of Skowhegan.

Cosponsored by Representatives: CLARK of Millinocket, KONTOS of Windham, LEMONT of Kittery, RINES of Wiscasset, SAMSON of Jay, TUTTLE of Sanford, WHEELER of Eliot, Senator: TREAT of Kennebec.

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

4 **Sec. 1. 3 MRSA §851, sub-§1**, as amended by PL 1993, c. 410,
Pt. L, §3-A, is further amended to read:

6 **1. Age 60 years; 5 years of creditable service on July 1,**
7 **1993.** Any member in service may retire on or after the member's
8 60th birthday. Any member not in service may retire at the age of
9 60 years or thereafter provided that the member has at least ~~10~~ 5
10 years of creditable service or ~~5 full--terms~~ years as a
11 Legislator. Creditable service as a member of the Maine State
12 Retirement System after service as a member of the Maine
13 Legislative Retirement System is used in determining the
14 completion of ~~10~~ 5 years of creditable service.

16 This subsection applies to members who, on July 1, 1993, have ~~10~~
17 5 years of creditable service or have reached 60 years of age and
18 are in service on that date.

20 **Sec. 2. 5 MRSA §17851, sub-§2, ¶B**, as amended by PL 1993, c.
21 410, Pt. L, §34, is further amended to read:

22 **2. Member not in service; 5 years of creditable service on**
23 **July 1, 1993.** A member who is not in service when reaching 60
24 years of age qualifies for a service retirement benefit if the
25 member:

26
27 **A.** Retires upon or after reaching 60 years of age; and

28
29 **B.** Has at least ~~10~~ 5 years of creditable service or ~~5 full~~
30 ~~terms~~ years as a Legislator, which may include creditable
31 service as a member of the Maine Legislative Retirement
32 System under Title 3, section 701, subsection 8, before
33 becoming a member of the Maine State Retirement System.
34

36 This subsection applies to members who, on July 1, 1993, have ~~10~~
37 5 years of creditable service. For the purpose of calculating
38 creditable service under this subsection only, creditable service
39 includes time during which a member participated in the voluntary
40 cost savings plan or the voluntary employee incentive program,
41 authorized by Public Law 1989, chapter 702, Part F, section F-6 6
42 and Public Law 1991, chapter 591, Part BB and chapter 780, Part
43 VV, or ~~10~~ 5 years of combined creditable service under this Part
44 and Title 3, chapter 29, or creditable service available to a
45 member that the member was eligible to purchase on June 30, 1993
46 and that the member does purchase in accordance with rules
47 adopted by the board.
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SUMMARY

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This bill lowers the vesting period from 10 to 5 years for state employees, teachers and Legislators who were not in service on July 1, 1993 and had at least 5 years of creditable service.