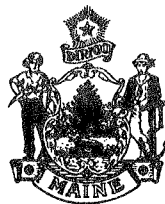


MAINE STATE LEGISLATURE

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118th MAINE LEGISLATURE

FIRST REGULAR SESSION-1997

Legislative Document

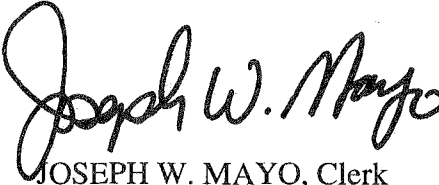
No. 1590

H.P. 1134

House of Representatives, March 19, 1997

**An Act to Give Fire Marshals the Same Retirement Provisions as Other
State Law Enforcement Officers.**

Reference to the Committee on Labor suggested and ordered printed.


JOSEPH W. MAYO, Clerk

Presented by Representative PINKHAM of Lamoine.
Cosponsored by Representatives: CAMPBELL of Holden, FISHER of Brewer, JONES of
Greenville, McALEVEY of Waterboro, Senator: RUHLIN of Penobscot.

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

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Sec. 1. 5 MRSA §17851, sub-§13 is enacted to read:

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13. State fire marshal, investigator and inspector. A state fire marshal, a state fire marshal investigator or a state fire marshal inspector qualifies for a service retirement benefit if the state fire marshal, state fire marshal investigator or state fire marshal inspector completed 25 years of creditable service as a state fire marshal, a state fire marshal investigator or a state fire marshal inspector.

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Sec. 2. 5 MRSA §17852, sub-§13 is enacted to read:

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13. State fire marshal, investigator and inspector. The amount of a service retirement benefit for a state fire marshal, a state fire marshal investigator or a state fire marshal inspector under section 17851, subsection 13 must be computed as follows.

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A. For a person who retires after reaching the age of 55, the retirement benefit must be computed in accordance with subsection 1.

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B. For a person who retires before reaching the age of 55, the retirement benefit is determined in accordance with subsection 1, except that:

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(1) The amount arrived at under subsection 1 is reduced by applying to that amount the percentage that a life annuity due at age 55 bears to the life annuity due at the age of retirement; and

(2) For the purpose of making the computation under subparagraph (1), the board-approved tables of annuities in effect at the date of the member's retirement is used.

This paragraph applies to a member who, on July 1, 1993, has 10 years of creditable service. For the purpose of calculating creditable service under this subsection only, creditable service includes time during which a member participated in the voluntary cost savings plan or the voluntary employee incentive program, authorized by Public Law 1989, chapter 702, Part F, section 6 and Public Law 1991, chapter 591, Part BB and chapter 780, Part VV, or 10 years of combined creditable service under this Part and Title 3, chapter 29, or creditable service available to a member that the member was eligible to purchase on June 30, 1993 and that the member does purchase in accordance with rules adopted by the board.

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C. For a person who retires before reaching the age of 55, the retirement benefit is determined in accordance with subsection 1, except that the benefit is reduced by 6% for each year that the member's age precedes 55.

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This paragraph applies to a member who, on July 1, 1993, does not have 10 years of creditable service.

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SUMMARY

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This bill permits state fire marshals, state fire marshal investigators and state fire marshal inspectors with 25 years creditable service to retire at the age of 55 without a reduction in benefits.

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