

MAINE STATE LEGISLATURE

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119th MAINE LEGISLATURE

SECOND REGULAR SESSION-2000

Legislative Document

No. 2363

S.P. 911

In Senate, January 12, 2000

**An Act Regarding Length of Service for Retirement Benefits for State
Police Officers.**

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule
203.

Reference to the Committee on Labor suggested and ordered printed.

A handwritten signature in cursive script, reading 'Joy J. O'Brien'.

JOY J. O'BRIEN
Secretary of the Senate

Presented by Senator DAVIS of Piscataquis.
Cosponsored by Representative CARR of Lincoln and
Senators: FERGUSON of Oxford, President LAWRENCE of York, MICHAUD of Penobscot,
MITCHELL of Penobscot, Representatives: MARTIN of Eagle Lake, RICHARDSON of
Brunswick, DUGAY of Cherryfield, POVICH of Ellsworth, RINES of Wiscasset, STANLEY
of Medway.

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

2
4 **Sec. 1. 5 MRSA §17851, sub-§4, ¶B**, as repealed and replaced by
PL 1999, c. 127, Pt. B, §1, is repealed and the following enacted
in its place:

6 B. Became a state police officer after August 31, 1984 and
8 completed 25 years of creditable service as a state police
 officer.

10 **Sec. 2. 5 MRSA §17851-A, sub-§1, ¶D**, as enacted by PL 1997, c.
12 769, §11, is repealed.

14 **Sec. 3. 5 MRSA §17851-A, sub-§4, ¶B**, as amended by PL 1999, c.
16 489, §14 and c. 493, §9, is repealed and the following enacted in
its place:

18 B. Except as provided in paragraph D, if some part of the
20 member's creditable service in any one or a combination of
22 the capacities specified in subsection 1 was earned before
24 July 1, 1998 for employees identified in subsection 1,
26 paragraphs A to H and before January 1, 2000 for employees
28 identified in subsection 1, paragraphs I to K and some part
30 of the member's creditable service in any one or a
32 combination of the capacities specified in subsection 1 was
 earned after June 30, 1998 for employees identified in
 subsection 1, paragraphs A to H and after December 31, 1999
 for employees identified in subsection 1, paragraphs I to K,
 then the member's service retirement benefit must be
 computed in segments and the amount of the member's service
 retirement benefit is the sum of the segments. The segments
 must be computed as follows:

34 (1) The segment or, if the member served in more than
36 one of the capacities specified in subsection 1 and the
38 benefits related to the capacities are not
40 interchangeable under section 17856, segments that
42 reflect creditable service earned before July 1, 1998
44 for employees identified in subsection 1, paragraphs A
46 to H and before January 1, 2000 for employees
48 identified in subsection 1, paragraphs I to K or
50 purchased by repayment of an earlier refund of
 accumulated contributions for service before July 1,
 1998 for employees identified in subsection 1,
 paragraphs A to H and before January 1, 2000 for
 employees identified in subsection 1, paragraphs I to K
 in a capacity or capacities specified in subsection 1,
 or purchased by other than the repayment of a refund
 and eligibility to make the purchase of the service
 credit, including, but not limited to, service credit

2 for military service, was achieved before July 1, 1998
3 for employees identified in subsection 1, paragraphs A
4 to H and before January 1, 2000 for employees
5 identified in subsection 1, paragraphs I to K, must be
6 computed under section 17852, subsection 1, paragraph
7 A. If the member is qualified under subsection 2,
8 paragraph B and:

9
10 (a) Had 10 years of creditable service on July 1,
11 1993, the amount of the segment or segments must
12 be reduced as provided in section 17852,
13 subsection 3, paragraphs A and B; or

14 (b) Had fewer than 10 years of creditable service
15 on July 1, 1993, the amount of the segment or
16 segments must be reduced as provided in section
17 17852, subsection 3-A; and

18
19 (2) The segment that reflects creditable service
20 earned after June 30, 1998 for employees identified in
21 subsection 1, paragraphs A to H and after December 31,
22 1999 for employees identified in subsection 1,
23 paragraphs I to K or purchased by repayment of an
24 earlier refund of accumulated contributions for service
25 after June 30, 1998 for employees identified in
26 subsection 1, paragraphs A to H and after December 31,
27 1999 for employees identified in subsection 1,
28 paragraphs I to K in any one or a combination of the
29 capacities specified in subsection 1, or purchased by
30 other than the repayment of a refund and eligibility to
31 make the purchase of the service credit, including, but
32 not limited to, service credit for military service,
33 was achieved after June 30, 1998 for employees
34 identified in subsection 1, paragraphs A to H and after
35 December 31, 1999 for employees identified in
36 subsection 1, paragraphs I to K, must be computed under
37 section 17852, subsection 1, paragraph A. If the
38 member is qualified under subsection 2, paragraph B and:

39
40 (a) Had 10 years of creditable service on July 1,
41 1993, the segment amount must be reduced in the
42 manner provided in section 17852, subsection 3,
43 paragraphs A and B for each year that the member's
44 age precedes 55 years of age; or

45 (b) Had fewer than 10 years of creditable service
46 on July 1, 1993, the segment amount must be
47 reduced by 6% for each year that the member's age
48 precedes 55 years of age.

