

# MAINE STATE LEGISLATURE

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# 121st MAINE LEGISLATURE

## FIRST REGULAR SESSION-2003

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Legislative Document

No. 992

S.P. 333

In Senate, February 25, 2003

### An Act To Clarify the Purchase of Military Time Served under the Maine State Retirement System

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Reference to the Committee on Labor 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 MITCHELL of Penobscot.  
Cosponsored by Representative ANDREWS of York and  
Senator: YOUNGBLOOD of Penobscot, Representatives: CUMMINGS of Portland, GAGNE-  
FRIEL of Buckfield, MURPHY of Kennebunk.

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

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4       **Sec. 1. 5 MRSA §17852, sub-§3**, as amended by PL 1999, c. 489, §16, is further amended to read:

6       **3. Member with creditable service of 25 years or more; 10**  
8       **years of creditable service on July 1, 1993.** The amount of the  
10       service retirement benefit for members qualified under section  
17851, subsection 3, is computed in accordance with subsection 1,  
except that:

12       A. The amount arrived at under subsection 1 is reduced by  
14       applying to that amount the percentage that a life annuity  
due at age 60 bears to the life annuity due at the age of  
retirement;

16       B. For the purpose of making the computation under  
18       paragraph A, the board-approved tables of annuities in  
effect at the date of the member's retirement are used; and

20       C. Effective October 1, 1999, the reduction to be applied  
22       to the service retirement benefit of a member to whom this  
subsection applies may not be greater than that in effect on  
24       October 1, 1999 under paragraphs A and B for a member who,  
on October 1, 1999 or thereafter, meets the creditable  
26       service requirement for eligibility to receive a service  
retirement benefit under section 17851, subsection 1-B;  
28       section 17851, subsection 1-C, paragraph A; section 17851,  
subsection 1-C, paragraph B; section 17851, subsection 2-A,  
30       paragraph A; section 17851, subsection 2-B; section 17851,  
subsection 2-C, paragraph B; or who after October 1, 1999,  
32       meets the creditable service requirement for eligibility to  
receive a service retirement benefit under section 17851,  
34       subsection 1-C, paragraph B or section 17851, subsection  
2-C, paragraph B. For members to whom section 17851-A  
36       applies, this paragraph must be applied in accordance with  
the requirements of section 17851-A, subsection 4.

38       This subsection applies to members who, on July 1, 1993, have 10  
40       years of creditable service. For the purpose of calculating  
42       creditable service under this subsection only, creditable service  
includes time during which a member participated in the voluntary  
44       cost savings plan or the voluntary employee incentive program,  
authorized by Public Law 1989, chapter 702, section F-6 and  
46       Public Law 1991, chapter 591, Part BB and chapter 780, Part VV,  
or 10 years of combined creditable service under this Part and  
48       Title 3, chapter 29, or creditable service available to a member  
that the member was eligible to purchase on June 30, 1993 or  
50       pursuant to section 17760 or 18360 and that the member does  
purchase in accordance with rules adopted by the board.

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## SUMMARY

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This bill allows certain members of the Maine State Retirement System to purchase past military time as creditable service for purposes of the computation of retirement benefits.