

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)



123rd MAINE LEGISLATURE

FIRST REGULAR SESSION-2007

Legislative Document

No. 1310

S.P. 458

March 12, 2007

An Act To Make Unemployment Compensation Law More Fair to Seniors

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 President EDMONDS of Cumberland.
Cosponsored by Representative HASKELL of Portland.

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

2 **Sec. 1. 26 MRSA §1193, sub-§9**, as enacted by PL 1981, c. 149, §4, is repealed.

3 **Sec. 2. 26 MRSA §1193, sub-§10** is enacted to read:

4 **10. Receiving pension.** Except as provided in this subsection, for any week with
5 respect to which the individual is receiving a governmental or other pension, retirement
6 or retired pay, annuity or any other similar periodic payment under a plan maintained or
7 contributed to by a base period or chargeable employer.

8 A. The individual receives a benefit reduced by the prorated weekly amount of the
9 pension after deduction of that portion of the pension, if any, that is directly
10 attributable to the percentage of the contributions made to the plan by that individual.
11 The benefit may not be reduced below zero.

12 B. The individual receives benefits with no reduction under this subsection if:

13 (1) The individual is receiving a pension paid under the United States Social
14 Security Act;

15 (2) All contributions to the plan were made by the individual and an employer or
16 any other person or organization who is not a base period or chargeable
17 employer; or

18 (3) The services performed for the employer by the individual during the base
19 period, or remuneration received for these services, did not affect the individual's
20 eligibility for, or increase the amount of, that pension, retirement or retired pay,
21 annuity or similar payment.

22 **SUMMARY**

23 This bill eliminates the pension offset against unemployment benefits for persons
24 who receive Social Security and rewrites the remaining statutory language of the offset
25 law to clarify it.