

MAINE STATE LEGISLATURE

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127th MAINE LEGISLATURE

FIRST REGULAR SESSION-2015

Legislative Document

No. 927

H.P. 646

House of Representatives, March 17, 2015

**An Act To Remove the Age Penalty for State Retirees Working at
Institutions That Are Closing**

Reference to the Committee on Appropriations and Financial Affairs suggested and ordered printed.

A handwritten signature in cursive script that reads "R B. Hunt".

ROBERT B. HUNT
Clerk

Presented by Representative ALLEY of Beals.
Cosponsored by Senator BURNS of Washington and
Representatives: BATTLE of South Portland, DEVIN of Newcastle, EVANGELOS of
Friendship, GILBERT of Jay, HUBBELL of Bar Harbor.

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

2 **Sec. 1. 5 MRSA §17852, sub-§3-B**, as enacted by PL 2011, c. 380, Pt. T, §19, is
3 amended to read:

4 **3-B. Member with creditable service of 25 years or more whether or not in**
5 **service at retirement; fewer than 5 years of creditable service on July 1, 2011.** The
6 amount of the service retirement benefit for members qualified under section 17851,
7 subsection 3 is computed in accordance with subsection 1, except that the benefit is
8 reduced by 6% for each year that the member's age precedes 65 years of age. This
9 subsection does not apply to a member who qualifies under section 17851, subsection 3
10 with creditable service of 25 years on July 1, 2015, who has not reached the age of 61
11 years, 6 months, one day and for whom the amount of service retirement benefit is
12 computed in accordance with subsection 1 if:

13 A. The member is or was employed at a state facility over 100 miles from the nearest
14 facility in the same department; and

15 B. The facility in paragraph A has closed or is scheduled to close during the
16 member's employment.

17 **SUMMARY**

18 This bill removes the reduction of 6% of the benefits of a member of the Maine
19 Public Employees Retirement System for each year under the age of 65 of the member if
20 the member:

- 21 1. Has 25 years of creditable service;
- 22 2. Has not reached the age of 61 years, 6 months and one day; and
- 23 3. Is or was employed at a state facility over 100 miles from the nearest facility in the
24 same department and that facility has closed or is scheduled to close during the member's
25 employment.