

MAINE STATE LEGISLATURE

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EIGHTY-FIFTH LEGISLATURE

Legislative Document

No. 601

S. P. 458

In Senate Feb. 17, 1931.

Out of order, introduced by unanimous consent and under suspension of rules referred to Committee on Pensions. Sent down for concurrence. 500 copies ordered printed.

ROYDEN V. BROWN, Secretary.

Presented by Senator Greenleaf of Androscoggin.

STATE OF MAINE

IN THE YEAR OF OUR LORD ONE THOUSAND NINE
HUNDRED AND THIRTY-ONE

AN ACT relating to pensioning members of the police and fire departments of the city of Auburn.

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

Section 1. A pension is hereby provided for, to be paid by the City of Auburn to the following members of the police and fire departments of said city, said pension to be equal at any given time to not more than one-half nor less than one-third of the average pay received for a period of ten years next previous to the retirement of the Chief, Captains or patrolmen of the police department, and by the Chief, officers and firemen of the fire department, the exact amount of the pension to be determined by the Auburn City Council at the time of the final passage of this Bill as herein provided.

First. To any officer or member of the police and fire departments who has or shall have performed faithful service therein for not less than twenty years, after the Examining Board for all members of the police and fire departments of said city has or shall have certified that such member has become incapacitated while in performance of duty for further useful service in said departments, it being provided that any member of either the police or fire department who shall have attained the age of sixty-five years, may be retired at said age, if said mem-

ber so desires. The Chief of Police or the Chief of the fire department may recommend a continuation of such member in service if such member so requests, which recommendation shall be approved by the City Manager and confirmed by the Auburn City Council. In the case of the Chief of either the police or fire department having reached the age of sixty-five years, the said officers may be retained for a longer period by recommendation of the City Manager, approved by the Auburn City Council.

Sec. 2. All persons pensioned under the provisions of this act shall in case of emergency, upon call of the City Manager of said city, the Chief of Police or the Chief of the Fire Department, be liable to temporary service in the police and fire departments for which he is fitted, and during such service shall be entitled to one-half pay in addition to his pension.

Sec. 3. That a fund shall be created for the payment of said pensions, which said fund shall be deposited with the Auburn City Treasurer and said pensions shall be paid to members qualified, from this pension fund by the City Treasurer each month.

First. From the salary of members and officers who are serving in either the police or fire department there shall be deducted toward the creation of this pension fund a certain percentage of their monthly salary at a percentage not less than two nor greater than six, depending upon the time of service with said department, said percentage to be determined by the Auburn City Council at the time of the final adoption of this Bill, it being further provided that for officers and members of either department, who shall become eligible to this pension fund within three years from the passage of this Bill provision shall be made for deducting from the pension to be received by said members, a sum not greater than ten per cent.

Second. Provided that in the case of death, resignation or discharge of any member of either the fire or police department, the amount of money paid in from such member toward this pension shall be returned to said member or his estate, plus four per cent interest compounded annually.

Third. In addition thereto the City of Auburn is hereby authorized by this act to raise money to meet the requirements of this pension fund in the event the fund created from the salar-

ies is insufficient to meet the payment of pensions of the fire and police departments.

Sec. 4. This act to take effect December 1, 1931, after having been accepted by four-fifths of the members of the Auburn City Council, and when finally accepted any rule, regulation or ordinance inconsistent with this act shall be and is hereby repealed.