

# MAINE STATE LEGISLATURE

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# N I N E T Y - F I F T H     L E G I S L A T U R E

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## Legislative Document

No. 505

S. P. 234

In Senate, February 8, 1951.

Referred to the Committee on Judiciary, sent down for concurrence and ordered printed.

CHESTER T. WINSLOW, Secretary

Presented by Senator Haskell of Penobscot.

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## STATE OF MAINE

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IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
FIFTY-ONE

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### AN ACT Relating to Membership in State Employees' Retirement System.

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

Sec. 1. R. S., c. 60, § 3, sub-§ VI, amended. Subsection VI of section 3 of chapter 60 of the revised statutes, as enacted by section 3 of chapter 384 of the public laws of 1947 and as amended, is hereby further amended to read as follows:

~~'VI. Should any member in any period of 15 consecutive years, after last becoming a member be absent from service more than 10 years, or should he~~ withdraw his contributions, or should he become a beneficiary as the result of his own retirement, or die, he shall thereupon cease to be a member; provided, however, that the membership of any employee entering such classes of military or naval service of the United States as may be approved by resolution of the board of trustees, shall be considered to be continued during such military or naval service if he does not withdraw his contributions, and provided further, that any employee who enlists in or is inducted or drafted into the service of the armed forces of the United States, in time of war or while the provisions of Public Law 759, 80th Congress, (Selective Service Act of 1948) or any amendment thereto or extension thereof shall be in effect, shall be con-

sidered as an employee under the provisions of this chapter and shall have all the benefits of section 23 of chapter 59, and the state shall contribute to the annuity savings fund or teachers' savings fund, whichever is applicable, such amounts as the employee would have been required to contribute if he had been serving the state during his service in the said armed forces in the same capacity as that in which he was serving at the time he joined the service; regardless of when he entered the United States armed forces or when he was released therefrom, provided such entry and release occurs during a time of war or while the provisions of Public Law 759, 80th Congress (Selective Service Act of 1948) or any amendment thereto or extension thereof shall be in effect; provided, however, that any employee, whose contributions to the annuity fund are paid by the state under the provisions of this section, who withdraws from or ceases to be a member of the retirement system, may not withdraw any of the contributions made by the state under this subsection.'

**Sec. 2. R. S., c. 60, § 3, sub-§ VIII, amended.** Subsection VIII of section 3 of chapter 60 of the revised statutes, as repealed and replaced by section 3 of chapter 384 of the public laws of 1947, is hereby amended to read as follows:

**'VIII.** Any employee who is a member of this retirement system may leave state service after ~~30~~ 10 years of creditable service and be entitled to a retirement allowance at attained age 60 provided the contributions made by such member have not been withdrawn and provided further, that his retirement allowance shall be based upon the total number of years of creditable service, in accordance with the provisions of this chapter.'