

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES
AS PASSED BY THE
Ninety-first and Ninety-second
Legislatures
OF THE
STATE OF MAINE

From April 10, 1943 to April 21, 1945
AND MISCELLANEOUS STATE PAPERS
From April 10, 1943 to May 24, 1945

Published by the Revisor of Statutes in accordance
with Chapter 10 of the Revised Statutes of 1944.

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PUBLIC LAWS
OF THE
STATE OF MAINE

As Passed by the Ninety-second Legislature

1945

Sec. 2. R. S., c. 60, § 3, sub-§ II, ¶ A, amended. Paragraph A of subsection II of section 3 of chapter 60 of the revised statutes is hereby amended by adding at the end thereof a new sentence to read as follows:

'Any employee of the federal employment service who transfers to a state department prior to the time said service is returned to state control shall be allowed prior service credit and membership credit for such time as he was with the said federal employment service provided he makes up such contributions as may be necessary to cover membership credit.'

Sec. 3. R. S., c. 60, § 3, sub-§ III, amended. The 2nd paragraph of subsection III of section 3 of chapter 60 of the revised statutes is hereby amended to read as follows:

'Any person, who becomes a member prior to July 1, 1943 and who has total prior service credit of at least 22 years, shall be entitled to a total retirement allowance of $\frac{1}{2}$ average final compensation, provided he is still a member and has creditable service of at least 25 years on retirement. If any such member should become eligible under the provisions of this system, as a result of prior service and membership service, to a retirement allowance in excess of $\frac{1}{2}$ of his average final compensation, he shall be entitled to the higher retirement allowance. Any employee may, if he so elects, pay into the retirement system any or all back contributions covering any or all of the period from July 1, 1942 to July 1, ~~1943~~ 1946 and receive therefor the proper membership credit for the period for which such back contributions are made.'

Effective July 21, 1945

Chapter 292

AN ACT Relating to Teachers' Retirement System.

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

R. S., c. 37, § 222, sub-§ III, amended. Subsection III of section 222 of chapter 37 of the revised statutes is hereby amended to read as follows:

'III. Any member of the retirement association who has been a member for more than 1 year and who ~~is~~ was actively engaged in teaching, upon entering such ~~classes~~ branches of the military or naval services of the United States as may be approved by resolution of the teachers' retirement board, shall be continued as a member during such military or naval

service if he does not withdraw his ~~contributions~~ contribution, and shall have all the benefits provided by sections 221 to 241, inclusive. During such service, in addition to its own share the state shall contribute such amounts as the member would have been required to contribute if he had been teaching within this state during his service in the said military or naval forces, in the same capacity as that in which he was teaching at the time he joined the service. If the aforesaid member shall withdraw from, or ~~become~~ becomes separated from the association, he may not withdraw any of the contributions made by the state under this subsection. ~~The teachers' retirement board may in its discretion, by a majority vote of the board, make the provisions of this subsection inapplicable in individual cases, at such time as may be deemed appropriate.~~

The provisions of this subsection shall be effective as to any aforesaid member for a period not exceeding 1 year from the date of honorable discharge from such service, unless service-connected disability prevents the member from returning to teaching service within that period of time, except that the teachers' retirement board may, in its discretion and by a majority vote, make the provisions of this subsection inapplicable to individual cases or permit individual cases not otherwise eligible to come within the provisions of this subsection. The provisions of this subsection shall apply to all veterans of World War II. Any member of this association who has withdrawn his membership and funds, prior to the effective date of this act, for the purpose of entering the above mentioned service, may be given the privilege of reinstating himself in the manner provided by section 230 and such reinstatement shall entitle him to the benefits of the teachers' retirement system.'

Effective July 21, 1945

Chapter 293

AN ACT to Correct Typographical and Clerical Errors in the Revision.

Emergency preamble. Whereas, certain errors and omissions were inadvertently made in the revision of the statutes for 1944, and

Whereas, certain of said errors are of great importance and all create uncertainty regarding the existing law, and

Whereas, in the judgment of the legislature these facts create an emergency within the meaning of section 16 of Article XXXI of the constitution, and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,