

Governance Manual

MainePERS Board of Trustees

Board Responsibilities – Investments and Administration

2.4 – Appeals

Date Adopted: December 13, 2012

Date Amended: October 8, 2015; November 18, 2021

Policy

The Board of Trustees shall hear appeals of Chief Executive Officer decisions where a right to appeal exists, including decisions involving retirement, disability, death, and life insurance benefits, and make the final administrative decision on behalf of the System.

Statutory/Legal Provisions

- [5 M.R.S. § 17103.](#)
- [5 M.R.S. § 17106-A.](#)
- [5 M.R.S. § 17451.](#)
- [5 M.R.S. ch. 375](#) (Maine Administrative Procedure Act).
- [94-411 C.M.R. ch. 702](#) (MainePERS Rule Chapter 702).

Appeals Process

The Board must follow MainePERS Rule Chapter 702 in hearing and deciding appeals of the Chief Executive Officer. This rule sets forth in detail the process to be followed, the role of the Board and other participants, and the determinations the Board may make in deciding an appeal.