

# STATE

## Member Handbook

MainePERS Benefits for State Employees

2023



**MainePERS**  
PUBLIC EMPLOYEES RETIREMENT SYSTEM



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The information in this handbook is intended to give you a general understanding of benefits available to members of Maine Public Employees Retirement System (MainePERS). The contents are not the basis of any rights between MainePERS and any party, nor does this handbook provide all of the detail of the laws and rules that govern MainePERS membership and related rights. There are frequent changes to the statutes and rules relating to MainePERS, and the most recent law may not be reflected in this handbook. Before making a decision relating to your rights and benefits, you may wish to consult with MainePERS staff or a financial advisor, if you have one, to ensure your decision aligns with current law.

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## WELCOME TO MAINEPERS

MainePERS was established in 1942 to ensure that certain benefits are available to State employees, teachers, and employees of participating local districts (PLDs) in the State of Maine. This booklet is intended to assist you to understand your benefits. If you have questions, please contact the Retirement Services Division at MainePERS. *We welcome calls from members.*

## MEMBERSHIP

As a State employee, you must become a member of MainePERS. There is an exception for elected officials and officials appointed for a fixed term, for whom membership is optional. When appointed or elected, you make a one-time, irrevocable election whether to participate in MainePERS. Your election applies to all current and future optional membership positions with the State of Maine, including those in the Legislative and Judicial branches of government.

As a member, you contribute a percentage of your earnings to MainePERS, and these contributions earn interest at a rate set by MainePERS Board of Trustees. The percentage you contribute depends on which membership category applies to you. State employees covered by the regular plan contribute 7.65% of their gross earnable compensation. For those covered under special retirement plans, refer to the tables beginning on page 22.

## HOW SERVICE CREDIT ACCUMULATES

As a full-time employee, you receive a year of service credit for a year of work. You may not earn more than a year of service credit in a year. A “year” is one calendar year for State employees. For teachers in State Institutions who are paid on an annual, rather than an hourly rate, a “year” is one school year.

For purposes of accumulating service credit, a “full-time employee” works 100% of what is defined as full-time for a particular job. If you work less, you earn service credit based on the ratio of the number of hours you work to the number of hours worked by a full-time employee. For example, if you are working 35 hours per week in a 40 hour per week position, you work 1,820 hours in a calendar year (35 hours per week x 52 weeks). A full-time employee in that job works 2,080 hours in a calendar year (40 hours/week x 52 weeks).

Therefore, during a calendar year you would earn 87.5% of a year of service credit ( $1,820 \text{ hours} \div 2,080 \text{ hours}$ ).

Most part-time, seasonal, and temporary (PST) employees earn service credit the same way. For example, if you are a PST employee who works 1,040 hours in a year ( $20 \text{ hours/week} \times 52 \text{ weeks}$ ) you earn 50% of a year of service credit ( $1,040 \text{ hours} \div 2,080 \text{ hours}$ ). This formula took effect for PST employees on July 1, 1991, but exceptions apply to certain members who were PST employees before then. If you have questions about your service credit as a PST employee, contact the MainePERS Retirement Services Division.

If you are receiving Workers' Compensation benefits, you must pay your MainePERS contributions based on the wages portion of your Workers' Compensation benefits in order to receive service credit during this period. If you do not pay the required MainePERS contributions, interest will begin to accrue 30 days after you receive notification that contributions are due or from the end of the year in which the benefits were paid, whichever is sooner.

## **Service Credit with More Than One Employer**

In addition to employees of the State of Maine, the Retirement System provides coverage for public school teachers, legislators, judges and employees of participating local districts (PLDs). PLDs are municipalities and other public entities that participate in MainePERS. While State employees and teacher members are covered by the same retirement plan, some plan provisions differ for legislators, judges and PLD employees.

If you stop working as a State employee and do not withdraw your contributions, the service credit you earned will remain "on account" at MainePERS. If you subsequently earn additional service credit as a State employee, or with another MainePERS-covered employer, it will be added to your original amount of service as long as you do not withdraw your contributions. This means that you can work for more than one MainePERS-covered employer and still earn the service credit needed to be eligible to receive a MainePERS service retirement benefit.

How your service accrues, and how your benefit is determined, depends on the categories of other MainePERS-covered positions in which you earn service credit in addition to your position as a State employee. For instance, service credit you earn as a teacher



member is equivalent to service credit you earn as a State employee for retirement eligibility and benefit determination purposes. While service credit you earn as a legislator or PLD employee is added to your service as a State employee or teacher member to determine retirement eligibility, MainePERS may calculate your retirement benefit in separate portions, using the average final compensation (AFC) and service credit applicable to each position. If you are employed as a State employee at the same time you are a legislator, judge or PLD employee, you may not combine your respective service credit amounts to determine your vested status or eligibility to retire.

If you have contributed or are currently contributing to MainePERS as a teacher member, legislator, judge or PLD employee, you may want to contact our Retirement Services Division to determine how that service credit relates to the service credit you earn as a State employee.

## RECEIVING ADDITIONAL SERVICE CREDIT

### Additional Service Credit Granted

You may be eligible to receive additional service credit under the following circumstances:

**Military Service:** If you stop working to enter military service, your discharge from this service is not dishonorable, and you return to MainePERS-covered employment within 90 days after leaving the service, you may receive credit for up to 5 years of such military service. This service is granted, provided you meet all other eligibility requirements and you do not withdraw your MainePERS contributions.

**Unpaid Leave of Absence:** You will continue to earn up to 30 days of creditable service per year for unpaid leaves of absence from your MainePERS-covered employer.

**Unused, Unpaid Leave Time:** Upon your final termination before retirement, you will receive service credit for up to 90 days of unused and unpaid sick and/or vacation leave for which you are credited by your employer.

**Sabbatical Leave:** If you were a “teacher” in a State Institution who took a sabbatical leave and were paid a percentage of your full contract amount during the leave, you will receive service credit based on twice the amount that you were paid. For example, if you receive half of your annual contract salary, you will receive a full year of service credit.

## Additional Service Credit Available for Purchase

You may be eligible to purchase additional service credit in the following categories.

Type of Service	Description	Maximum Purchase
Active Military	Active duty military service before you became a MainePERS member	4 Years
Out-of-State	Service earned working for a state other than Maine	10 Years
Non-Contributory MainePERS	Time that you worked in MainePERS-covered employment before you became a MainePERS member	No Limit
Refunded	MainePERS service time that you have previously refunded	No Limit
Private/Parochial Teaching	Time that you were a teacher in a parochial school, or public or private academy	10 Years
Teacher Prior Service	Time that you taught in Maine's public schools before July 1, 1947, the date that MainePERS began to cover Maine's public school teachers	No Limit
Federal Service	Time that you worked for the federal employment service before it was returned to state control	No Limit
Head Start	Time that you worked in one of Maine's Head Start programs	2 Years
CETA	Employment under the U.S. Comprehensive Employment and Training Act	No Limit
VISTA	Time that you were a member of Volunteers in Service to America	2 Years
Fulbright Exchange	Time that you were a member of the Fulbright Exchange Program	2 Years
Peace Corps	Time that you were a member of the Peace Corps	2 Years
Foreign Teaching	Time during which you taught children of United States Foreign Service Corps personnel or United States armed forces personnel	2 Years
Teacher's Aide	Time that you were employed as a teacher's aide or Educational Technician in Maine's public schools prior to becoming a "teacher."	No Limit
Maine Educational Leave Act	<b>State employees only:</b> time that you were on an unpaid or partially paid educational leave under the Maine Educational Leave Act.	No Limit

**Note:** There are specific eligibility and verification requirements to make these purchases. Contact MainePERS' Retirement Services Division for more information.

## LEAVING YOUR MAINEPERS-COVERED JOB

If you stop working for your MainePERS-covered employer, you may leave your contributions and interest on account at MainePERS, or you may take a refund of your contributions and interest.

### Leaving Your Contributions with MainePERS

If you stop working in a MainePERS-covered job and do not take a refund, your contributions continue to earn interest. You may withdraw your contributions at a later date, or apply for a retirement benefit if and when you qualify. You cannot borrow against the funds you leave in your MainePERS account. If you are not vested, your account balance may automatically be refunded to you three years after you terminate.

### Required Minimum Distributions

Federal law requires that you begin receiving your retirement benefits or a refund of your contributions by April 1, after the year you turn 72 (70.5 for those turning 70.5 prior to 2020). If you are an active member, this requirement does not apply until April 1, following the year you terminate from MainePERS covered employment.

### Taking a Refund

If you terminate all MainePERS-covered employment, you may apply for a refund. The refund application packet includes information to consider before deciding to request a refund. By refunding your contributions, you give up your rights to any MainePERS benefits. Since it may not be in your best interest to withdraw your contributions, we suggest you examine the pros and cons of taking a refund.

Certain conditions apply to refunds, including the following:

- MainePERS cannot give you a partial refund. We must refund all of your contributions and interest.
- You can receive a refund of only your own contributions, including contributions that your employer has “picked up” for you. (“Pick-up contributions” are member contributions to MainePERS that are assumed and paid by the employer through a reduction of the member’s salary, in accordance with Internal Revenue Code Section 414[h].)
- You may roll over all or a portion of your refund to another eligible employer plan that accepts rollovers or to an Individual Retirement Account/Annuity (IRA), with certain restrictions.

- All or a portion of your refund may be subject to state and/or federal taxes.
- If you return to MainePERS membership, you may pay back to MainePERS the amount of your refund, plus applicable interest. If you pay back this amount, you will receive service credit for the time covered by your refund.
- If you take a refund, you give up your rights to all MainePERS benefits.

## OTHER BENEFITS

### Disability Retirement Benefit

You may be eligible for a disability retirement benefit if you become mentally or physically disabled while you are in MainePERS-covered service and are permanently unable to perform the essential duties of your position with reasonable accommodation. The amount of your disability benefit is either 66-2/3% or 59% of your Average Final Compensation, depending on whether you are in the “age-limited” disability plan or the “no-age-limit” disability plan:

- You are in the [age-limited plan](#) if you were hired and became a MainePERS member before October 16, 1992, were employed on that date, and did not elect to change to the no-age-limit plan. Under this plan, you are eligible to apply for a disability benefit before you reach your normal retirement age. The benefit under this plan is 66-2/3% of your AFC.
- You are in the [no-age-limit plan](#) if you were hired, or rehired, and became a MainePERS member on or after October 16, 1992, or if you were hired before then and you elected to change from the age-limited plan to the no-age-limit plan. Under this plan, you can apply for a disability benefit at any age. The benefit under this plan is currently 59% of your AFC.

Your disability benefit may be reduced by benefits you receive for the same disability from other sources such as Workers' Compensation or Social Security Disability Insurance. You must inform MainePERS whenever you receive these benefits, and you may have to reimburse MainePERS if you receive retroactive payments or lump-sum settlements from these programs. Depending on the circumstances, there may be other limitations on your eligibility to receive a disability benefit.

If you would like more information about the disability retirement benefit, contact the MainePERS Disability Services Unit or see “*An Overview of Disability Benefits*” - available in hardcopy or online in the Publications section at [www.mainebers.org](http://www.mainebers.org).

## Ordinary Death Benefit

If your death occurs before you retire, an ordinary death benefit is available under the eligibility guidelines explained below. This benefit is available as one of the following three options:

**(1)** A lump-sum refund of your contributions and interest:

This option is available to the first-listed of the following persons who survive you: your designated beneficiaries or, in the event you named no beneficiary or your beneficiaries predecease you, your spouse, children, or older parent. If none of these persons survive you, the lump-sum refund is paid to your estate.

This option is available if, upon your death, you are:

- in service as a MainePERS member;
- no longer in service as a MainePERS member, but you have not taken a refund of your contributions; or receiving a MainePERS disability benefit.

**(2)** A monthly “survivor benefit”:

This option is available to the first-listed of the following persons who survive you: your designated beneficiaries or, in the event you named no beneficiary or your beneficiaries predecease you, your spouse, children, or parents. The amount of the monthly survivor benefit is set by law based on the relationship of your beneficiaries to you.

This option is available if, upon your death, you are:

- in service as a MainePERS member; or
- receiving a MainePERS disability benefit.

**(3)** A monthly payment calculated as though on the day you died you retired under retirement Option 2 (see page 15). This option is available to the first-listed of the following

persons who survive you: your designated beneficiaries or in the event you did not name a beneficiary or your beneficiaries predecease you, your spouse, children, or parents.

This option is available if, upon your death, you are:

- in service as a MainePERS member;
- no longer in service as a MainePERS member, but you have not taken a refund of your contributions, and you are eligible to receive, but are not yet receiving, a MainePERS retirement benefit; or
- receiving a MainePERS disability benefit.

### **Accidental Death Benefit**

Your spouse and/or dependent children may be entitled to receive a monthly income if your death occurs (1) while you are in service as a MainePERS member, or receiving a disability benefit and (2) as the result of an injury that arose out of, and in the course of, your employment.

Dependent children are those who are:

- [a] under age 18 and unmarried;
- [b] under age 22, unmarried, and full-time students; or
- [c] permanently disabled by a mental or physical condition.

If you have a dependent children, the amount of this benefit is the same as your average final compensation (AFC). If you do not have any dependent children, it is two-thirds of your AFC. An accidental death benefit is reduced by any Workers' Compensation benefits that your spouse and/or dependent children receive.

**Note:** If the accidental death benefit is available, your spouse and/or dependent children will have a choice between this benefit or an ordinary death benefit as described on page 7.

## Designating a Beneficiary for Your Death Benefits

When you become a MainePERS member, you have the opportunity to complete a “Designation of Beneficiary, Pre-Retirement Death Benefit” form, which your employer files with MainePERS. This form governs both your ordinary and accidental death beneficiaries. If you would like to verify or change your beneficiaries, or if you have any questions about your death benefits, contact MainePERS’ Survivor Services Unit. You may change your beneficiaries at any time.

You may designate more than one beneficiary for your ordinary death benefit. *However, if you designate more than one beneficiary, certain ordinary death benefits may not be available.* For example, if your designated beneficiaries are your spouse and a non-dependent child, the survivor benefit option will not apply.

An accidental death benefit will not be available to your spouse and/or dependent children if you designate someone other than your spouse and/or dependent children as your beneficiaries and die as an active MainePERS member or while receiving a MainePERS disability benefit, and your death is the result of an injury that arose out of and in the course of your employment.

## GROUP LIFE INSURANCE

MainePERS also administers a Group Life Insurance Program, separate from the retirement plan. This program provides term life insurance and accidental death and dismemberment insurance to eligible State employees and retirees. For most State employees, the employer pays for basic life insurance coverage (equal to an employee’s annual salary rounded up to the next \$1,000). You may choose to pay for additional coverage and/or dependent insurance.

As a retiree, you can keep your basic Group Life Insurance at no cost, if:

- You had coverage for at least ten years or 120 months,
- Coverage is in effect when you retire,
- Coverage is in effect when you terminate covered employment, and
- We receive your application for retirement no more than 31 days after your retirement effective date.

Basic retiree coverage is based on your average final compensation at time of retirement and decreases by 15% each year until it is 40% of your AFC.

For more about Group Life Insurance benefits, contact the Survivor Services Unit. For the Group Life Insurance Certificate of Coverage, visit the Publications section of [www.mainebers.org](http://www.mainebers.org).

## SERVICE RETIREMENT

This section provides a general overview about receiving your service retirement benefit. When you are preparing to retire, contact your employer to be sure you have all of the information you need to address these issues.

### Terminating Employment

In order to retire, you must first terminate employment from all MainePERS-covered positions. If you qualify to receive a retirement benefit, your benefit will be effective on the first day of the month following your termination, unless you elect a later date. If you again accept MainePERS-covered employment before the effective date of your retirement benefit, you cannot receive a benefit until you terminate covered employment again.

If you retire before the age of 59½ and you do not have a bona fide termination of employment, your benefit will be subject to an early distribution tax of 10%. This IRS rule applies even if your benefit is not subject to a reduction for early retirement (a.k.a. age reduction). For more about the requirements of a bona fide termination, contact MainePERS.

### Normal Retirement Age

Your normal retirement age is the age at which you can retire without your benefit being subject to an early retirement reduction. If you are covered by a special service retirement plan, the tables beginning on page 22 indicate the normal retirement age that applies to your plan. For those covered by the regular service retirement plan, your normal retirement age is either 60, 62 or 65, depending on which of the following applies to you:



**Your normal retirement age is 60** if, before July 1, 1993, you had:

- at least 10 years of service credit or,
- reached age 60 and had at least a year of service credit immediately prior to reaching age 60.

**Your normal retirement age is 62** if:

- before July 1, 1993, you had:
  - less than 10 years of service credit and
  - not reached age 60 with at least a year of service credit.

**AND**

- before July 1, 2011, you had:
  - at least 5 years of service credit or,
  - reached age 62 and had at least a year of service credit immediately prior to reaching age 62.

**Your normal retirement age is 65** if, before July 1, 2011, you had:

- less than 5 years of service credit and
- not reached age 62 with at least a year of service credit.

**Note:** If before July 1, 1993, you were eligible to purchase enough additional service credit to give you 10 years of service credit, and you purchase that service credit before you retire, your normal retirement age will be **60**.

If before July 1, 2011, you were eligible to purchase enough additional service credit to give you 5 years of service credit, and you purchase that service credit before you retire, your normal retirement age will be **62**.

### **Eligibility for a Service Retirement Benefit (Being Vested)**

- If your final termination from MainePERS-covered employment was before October 1, 1999, you must have at least 10 years of service credit to qualify for a benefit.
- If your final termination from MainePERS-covered employment is after September 30, 1999, you must have at least 5 years of service credit in order to qualify for a benefit.
- If you reach normal retirement age (either age 60, 62 or 65 for regular plan employees) and have been in service for at least one year immediately before then, you are eligible for a benefit at termination.

## Qualifying to Receive a Service Retirement Benefit

If you are covered by a regular plan, you qualify to receive a benefit:

- once you have at least 25 years of service credit;
- upon reaching your normal retirement age of 60, 62 or 65, whether or not you are in service, provided you are vested with 5 or 10 years of service, whichever applies to you; OR
- upon reaching your normal retirement age of 60, 62 or 65, provided you have been in service for at least one year immediately prior to your retirement.

If you are covered by a special plan, please refer to the tables beginning on page 22 for specifics about the years of service required to qualify for a benefit. Because special plan provisions can be complex, please contact Retirement Services if you have questions.

## How MainePERS Determines Your Service Retirement Benefit (Regular Plans)

Your retirement plan is a “defined benefit” (or “DB”) plan. Defined benefit plans use a specific formula to calculate the benefit amount. This formula, which is set by law, is based on three factors:

- (1) Average Final Compensation (AFC).** This is the average of your three highest years of earnable compensation. Earnable compensation is the salary or wages you earn for employment. Certain payments do not count towards earnable compensation.
- (2) Service Credit.** This is:
  - credit you receive for the time you spend working in a MainePERS-covered employment position,
  - credit you receive for time during which you receive a MainePERS disability retirement benefit, and
  - additional credit you may receive under certain other conditions, as outlined on page 4.
- (3) Accrual Rate.** The accrual rate for regular plans is 2%. The accrual rate for special plans may be different (see tables on pages 22-24). This is the percentage of your AFC that you would receive as a benefit for each year of creditable service earned.

Your service retirement benefit is calculated as follows:

$$\begin{array}{l} \text{AFC x Years of} \\ \text{Service Credit} \\ \text{X Accrual Rate} \\ \text{(e.g. 2\% or .02)} \end{array} = \begin{array}{l} \text{Annual Service Retirement Benefit} \\ \text{under the Full Benefit option at} \\ \text{Normal Retirement Age} \\ \text{(see explanation of benefit options} \\ \text{beginning on page 14)} \end{array}$$

For example, assume that you retire at your normal retirement age with 25 years of service credit. Your three highest annual amounts of earnable compensation were \$33,000, \$34,000, and \$35,000. Your annual service retirement benefit under the Full Benefit option would be:

**1. Average Final Compensation( AFC):**

$$\begin{array}{r} \$ 33,000 \\ 34,000 \\ + 35,000 \\ \hline \$ 102,000 \div 3 \text{ years} = \$34,000 \text{ AFC} \end{array}$$

**2. Benefit:**

$$\$ 34,000 \text{ AFC} \times 25 \text{ years} \times .02 = \$17,000 \text{ annual benefit} \\ \text{(or \$1,416.67 monthly)}$$

**Note:** If you have at least 25 years of service credit and decide to retire before you reach your normal retirement age of 60, 62 or 65, MainePERS must reduce your benefit based on how old you are in relation to your normal retirement age. If your normal retirement age is 60, your reduction would be approximately 2¼% for each full year you are younger than age 60. If your normal retirement age is 62 or 65, your reduction would be 6% for each full year you are younger than your Normal Retirement Age (NRA).

## A Note About Special Service Retirement Plans

Because of the nature of their jobs, certain State employees are members of a “special service retirement plan,” rather than the “regular service retirement plan” which covers most State employees.

Special plans typically differ from regular plans in the areas of retirement eligibility requirements, benefit determination, and contribution rates. The tables beginning on page 22 provide more specific information about special plans. Your position determines the plan in which you are a member. If you have additional questions, please contact the Retirement Services Division.

## Selecting a Benefit Payment Option

When you retire, you can choose to reserve the maximum amount of your benefit for yourself, or take one of several “reduced benefit” payment options. A reduced benefit is a way for your beneficiary to continue receiving a payment after your death. Since it’s not possible for MainePERS to fully understand each member’s unique circumstances, we do not advise members on which option to select. Our staff can help your decision process by explaining each benefit payment option in more detail.

The first step toward receiving your service retirement benefit is to request an estimate of your benefit when you are within 6 to 12 months of your anticipated retirement date. MainePERS will provide an estimate of your retirement benefit for each of the retirement benefit payment options available to you. You choose the benefit payment option under which you will receive your service retirement benefit.

**Note:** Under Options 1 through 8, you receive a reduced benefit payment because some level of benefit will be paid to any surviving beneficiaries upon your death. Under those options, we first determine your service retirement benefit based on the Full Benefit option, then adjust based on several factors, including which option you choose.

The service retirement benefit options are as follows:

### Full Benefit

Provides you with the highest retirement benefit, but nothing for a beneficiary. All benefits stop effective the first of the month following your death, regardless of the number of benefit payments you received. (Options 1-8 are reduced from this amount.)

### Option 1

If, at the time of your death, any of the contributions you made to MainePERS, or the interest accrued on those contributions, remain on account, a one-time lump-sum payment will be made to your surviving beneficiaries. The amount of time it takes to use all of your contributions depends on your age at retirement. Your contributions are reduced equally each month over a period of time based on your life expectancy.

### Option 2

The same amount you are receiving at the time of your death continues until the death of your designated beneficiaries. Under this option, if your beneficiaries die first, you continue to receive the same amount you were at the time of their death.

### Option 3

One half of the amount you are receiving at the time of your death continues until the death of your designated beneficiaries. Under this option, if your beneficiaries die first, you continue to receive the same amount you were at the time of their death.

### Option 4

A percentage of the benefit you are receiving at the time of your death continues until the death of your beneficiaries. You designate the percentage to continue to your beneficiaries when you retire. Under this option, if your beneficiaries die first, you continue to receive the same amount you were at the time of their death.

### Option 5

A monthly benefit that is shared by you and your beneficiary while you both are living. Each month you both receive a percentage you designate at retirement. Following the first death, whether it be yours or your beneficiary's, the payment of the smaller percentage stops and the survivor continues to receive the remaining (higher) percentage for the remainder of their lifetime. Note: The percentage you designate to your beneficiary cannot be more than 49%.

### Option 6

Like Option 2, except your benefit will increase to the Full Benefit amount in the event that your beneficiary dies before you.

### Option 7

Like Option 3, except your benefit will increase to the Full Benefit amount in the event that your beneficiary dies before you.

### Option 8

Like Option 4, except your benefit will increase to the Full Benefit amount in the event that your beneficiary dies before you.

## Designating a Beneficiary at Retirement

If you select any of the Options 1 through 8, you will designate a beneficiary who will receive a benefit upon your death.

- (1) Option 1: The reduction from your full benefit amount is based on your age when you retire and on the accumulated contributions in your account when you retire.
- (2) Options 2 through 8: The reduction from your full benefit amount is based on your age and your beneficiary's age when you retire, and the benefit amount that your beneficiary will receive when you die.

If you select any of retirement benefit payment Options 1 through 4, you may choose to designate more than one beneficiary.

- (1) Option 1: The number of beneficiaries you designate will not change the amount of the reduction from full benefit. This is because the reduction does not depend on whom you designate as your beneficiary.
- (2) Option 2, 3 or 4: The number of beneficiaries you designate will affect the amount of reduction from full benefit. This is because the reduction from your full benefit amount under any of these options is based in part on the age of each beneficiary and the level of benefit to be paid to each surviving beneficiary upon your death. Thus, each additional beneficiary that you designate will increase the reduction from full benefit.

If you are married on the date that your retirement becomes effective and select the Full Benefit payment option, or any of Options 1 through 8, and designate a beneficiary other than your spouse, Maine law requires that you notify your spouse of your selection. If this situation applies to you, MainePERS must have proof you notified your spouse before we process your first benefit payment.

## Changing Your Beneficiary After You Retire

If you select Option 1, you may change your beneficiary designation at any time.

If you select any of Options 2 through 5, designate your spouse as your sole beneficiary and your spouse dies and you remarry, you may change your retirement beneficiary designation.

If you select any of Options 2 through 8, and designate your spouse or former spouse as your sole beneficiary and you are divorced, or get divorced, and your former spouse agrees to give up all rights as your beneficiary, you may change your retirement beneficiary designation.

A change of beneficiary under Options 2 through 8 will result in a change in your benefit amount. If you request a change of beneficiary under one of the above circumstances, we will tell you the amount of the change before you make your decision. If you select any of Options 2 through 8, and designate someone other than your spouse or former spouse as your sole beneficiary, you will be allowed to make a one-time change in your retirement beneficiary, under the following circumstances:

- (1) The beneficiary you named when you retired must still be alive.
- (2) You cannot change your payment option. Your new beneficiary's benefit amount will be the same as your original beneficiary's.
- (3) Because your and your new beneficiary's benefit amounts will not change, the amount remains based upon your age and the age of the original beneficiary. Payment of a benefit to your new beneficiary cannot be more than what was expected to be paid to your original beneficiary.

Therefore, if you name a new beneficiary, it is possible that a benefit will not be paid for the new beneficiary's lifetime. If you ask to change your beneficiary, we will tell you when the benefit to the new beneficiary will stop. If the new beneficiary dies prior to that date, their benefits will stop immediately.

## **Receiving Your First Benefit Payment:**

### **Preliminary Benefit Payments**

To determine the actual amount of your retirement benefit, MainePERS must receive your final payroll information from your employer. If this does not happen promptly, or if the details of your service credit or compensation are complex, a number of months may pass before you receive your first full monthly retirement payment. In order not to delay the start of retirement benefits, you can receive a "preliminary" monthly payment at the end of your first month of retirement. The gross amount of each preliminary benefit

payment will be an estimated monthly retirement benefit under the retirement option you selected, based on earnings reported to us at the time of your first preliminary benefit payment. MainePERS cannot make preliminary payments in some situations.

## **OTHER SERVICE RETIREMENT PROVISIONS**

### **Cost-of-Living Adjustment (COLA)**

If your Normal Retirement Age (NRA) is 60, you are eligible to receive any COLA after you have received retirement benefit payments for at least 12 months. Your COLA begins the September after you meet this requirement. For example, if your retirement date is on or before September 1 of any year, you will receive any COLA effective in September of the following year.

If your normal retirement age is 62 or 65, you will receive any COLA effective the first September that is at least 12 months after you reach your normal retirement age.

The Cost of Living adjustment matches the Consumer Price Index for all Urban Consumers (CPI-U), an index compiled by the United States Department of Labor's Bureau of Labor Statistics. When the CPI is negative, there will be no COLA. COLA is applicable to the first \$20,000 of your retirement benefit (indexed).

### **Cap on Earnable Compensation Used in Calculating Average Final Compensation (AFC)**

There are two caps on the amount of earnable compensation that will be included in your AFC: earnings increases greater than

- [1] 5% per year over the prior year; and
- [2] 10% over the highest three years.

Amounts of earnable compensation that exceed these caps are not included in your AFC unless your employer pays the cost to include such compensation.

Exception for retirements effective October 1, 2019 and after: these limits do not apply to increases in earnable compensation received as the result of promotions or collectively bargained wage increases.



## Retirement Incentives

If your employer provides you with a significant payment or award (such as money or additional service time) to induce you to retire or to make you eligible to retire, that payment or award will be considered a retirement incentive. Retirement incentives are not included in your AFC.

## Unused Sick and Vacation Leave

For some members, payment for up to 30 days of unused sick and/or vacation leave can be included in the calculation of their AFC. For purposes of this provision, “a day” is considered your normal working day, up to a maximum of eight hours.

This applies to those State employees who had:

- 10 or more years of service as of July 1, 1993, or
- reached age 60 before July 1, 1993, and had been in service for at least one year before July 1, 1993.

**Note:** If you receive this type of payment, it is included as part of your final year’s earnings to determine if the cap on earnable compensation applies.

If such a payment was made as a retirement incentive/bonus/stipend, it cannot be included in the amount of earnable compensation used in the calculation of your AFC.

## Your Minimum Benefit

If you have earned 10 or more years of creditable service, your service retirement benefit under the Full Benefit option will not be less than \$100 per month.

## RETURNING TO WORK AFTER RETIREMENT

### Definition of “Restoration to Service”

As a state employee member, you are considered restored to service if you retire, begin receiving your MainePERS service retirement benefit, then return to work for the “same” employer. Returning to work for the same employer means that you have accepted employment in a position covered by the State Employee and Teacher Retirement Program.

You must wait to return to employment with the “same employer” until after the later of:

- 30 days after termination of employment **and**
- The effective date of your MainePERS retirement

If you return to work **before** your NRA, MainePERS must suspend your retirement benefit if you:

- discuss or negotiate a return to work with the “same employer” prior to your termination; **or**
- provide services to the “same employer” for more than 90 days in one year.

The suspension continues until you either stop working or reach your NRA, whichever first occurs. Your benefit payment will then be reinstated at an increased amount that accounts for the period of suspension.

Whether you retire before or after NRA, as a retiree, you do not earn additional service credit, nor do your earnings affect the amount of your retirement benefit.

**Note:** You may work in any position not covered by the State Employee and Teacher Retirement program and still receive your monthly MainePERS retirement benefit. There are no limitations on the length of time you can work, or on compensation you can earn.

## SOCIAL SECURITY

If you are eligible to receive Social Security benefits in addition to your MainePERS service retirement benefit, Social Security may reduce your Social Security benefits in some circumstances.

Please contact the Social Security Administration directly with any questions that you have. You can find the location and phone number of your local Social Security office using their website, [ssa.gov/locator/](https://ssa.gov/locator/) or you can call the Social Security Administration office toll-free at (800) 772-1213.

## EMPLOYEE HEALTH & BENEFITS

For information about employee benefits, like health and dental insurance, in retirement, contact the Division of Employee Health & Benefits at 1-800-422-4503 or visit [www.maine.gov/deh](http://www.maine.gov/deh).

## GROUP RETIREMENT COUNSELING SESSIONS

These sessions are offered at the Maine Public Employees Retirement System office in Augusta, Maine (see [www.mainebers.org](http://www.mainebers.org) for dates/times). These sessions are for those who are eligible to retire within the next 12 months and are seriously considering doing so.

MainePERS representatives review how each benefit payment option works, provide information about the preliminary benefit program and how benefits are paid. After a short group informational session, members may stay to meet one-on-one with System staff for individual questions and to complete their retirement application paperwork.

These sessions tend to fill up fast. Pre-registration is required and those who wish to attend should also have obtained an estimate of retirement benefit within the past 12 months. You may request an estimate and/or register for these sessions by sending an email to [State@mainepers.org](mailto:State@mainepers.org) or by calling Retirement Services at 1-800-451-9800. You may bring a guest to the session if you wish; just let us know when you register if someone will be joining you.

## The 1998 Special Plan

Employee Group	Qualifications for Plan	Computation of Benefit Under Plan	Current Employee Contribution Rate
(Certain) State Prison employees hired after 8/31/84 and employed on or hired after 7/1/98	10 yrs after 6/30/98 and age 55, or 25 yrs in a covered position.	2% of AFC for each year of service in a covered capacity position. Service in a non-covered position reduced for early retirement (60/62/65) and portion of benefit in a covered position reduced if under age 55.	8.65% for the first 25 years of service under the plan, 7.65% thereafter. 1.15% for those with employer paid contributions.
Liquor Inspectors, State Airplane Pilots and Forest Rangers hired after 8/31/84 and employed on or hired after 7/1/98	10 yrs after 6/30/98 and age 55, or 25 yrs in a covered position.	2% of AFC for each year of service under the plan. Service before 7/1/98 reduced for early retirement (60/62/65) and portion of benefit based on service after 6/30/98 reduced if under age 55.	8.65% for the first 25 years of service under the plan, 7.65% thereafter. 1.15% for those with employer paid contributions.
Federally funded Defense, Veterans & Emergency Mgmt. Firefighters at BJA employed on or hired after 7/1/98	10 yrs after 6/30/98 and age 55, or 25 yrs in a covered position.	2% of AFC for each year of service under the plan. Service before 7/1/98 reduced for early retirement (60/62/65) and portion of benefit based on service after 6/30/98 reduced if under age 55.	8.65% for the first 25 years of service under the plan, 7.65% thereafter. 1.15% for those with employer paid contributions.
Baxter State Park Rangers, employed on or hired after 1/1/00	10 yrs after 12/31/99 and age 55, or 25 yrs in a covered position.	2% of AFC for each year of service under the plan. Service before 1/1/00 reduced for early retirement (60/62/65) and portion of benefit based on service after 12/31/99 reduced if under age 55.	8.65% for the first 25 years of service under the plan, 7.65% thereafter. 1.15% for those with employer paid contributions.
(Certain) Department of Corrections employees employed on or hired after 1/1/00	10 yrs after 12/31/99 and age 55, or 25 yrs in a covered position	2% of AFC for each year of service under the plan. Service before 1/1/00 reduced for early retirement (60/62/65) and portion of benefit based on service after 12/31/99 reduced if under age 55.	8.65% for the first 25 years of service under the plan, 7.65% thereafter. 1.15% for those with employer paid contributions.
Capital Security Officers Employed by Department of Public Safety, Bureau of Capital Security employed on or hired after 7/1/02	10 yrs after 6/30/02 and age 55, or 25 yrs in a covered position.	2% of AFC for each year of service under the plan. Service before 7/1/02 reduced for early retirement (60/62/65) and portion of benefit based on service after 6/30/02 reduced if under age 55.	8.65% for the first 25 years of service under the plan, 7.65% thereafter. 1.15% for those with employer paid contributions.
(Certain) Oil and Hazardous Materials Emergency Response Workers employed by the Dept. of Environmental Protection employed on or hired after 1/1/02	10 yrs after 12/31/01 and age 55, or 25 yrs in a covered position.	2% of AFC for each year of service in a covered capacity position. Service in a non-covered position reduced for early retirement (60/62/65) and portion of benefit in a covered position reduced if under age 55.	8.65% for the first 25 years of service under the plan, 7.65% thereafter. 1.15% for those with employer paid contributions.

## The 1998 Special Plan (continued)

Employee Group	Qualifications for Plan	Computation of Benefit Under Plan	Current Employee Contribution Rate
Attorney General Detectives & Bureau of Motor Vehicle Inspectors employed on or after 7/1/2020  Those in service on 7/1/2020 elected whether to join the 1998 Special Plan or remain under the Regular Plan.	10 yrs after 6/30/2020 and age 55, or 25 yrs in a covered position.	2% of AFC for each year of service in a covered capacity position. Service in a non-covered position reduced for early retirement (60/62/65) and portion of benefit in a covered position reduced if under age 55.	8.65% for the first 25 years of service under the plan, 7.65% thereafter. 1.15% for those with employer paid contributions.
Emergency Communications Specialists, Emergency Communications Specialists – Leads, Emergency Communications Specialists – Supervisors & Emergency Dispatch System Administrators employed on or after 7/1/2020	10 yrs after 6/30/2020 and age 55, or 25 yrs in a covered position.	2% of AFC for each year of service in a covered capacity position. Service in a non-covered position reduced for early retirement (60/62/65) and portion of benefit in a covered position reduced if under age 55.	8.65% for the first 25 years of service under the plan, 7.65% thereafter. 1.15% for those with employer paid contributions.
(Certain) Civilian employees of the Department of Public Safety, Maine State Police Crime Laboratory or Computer Crimes Unit responsible for examining or analyzing digital or physical evidence. Employed on or after 10/1/2021	10 yrs after 9/30/21 and age 55, or 25 yrs in a covered position.	2% of AFC for each year of service in a covered capacity position. Service in a non-covered position reduced for early retirement (60/62/65) and portion of benefit in a covered position reduced if under age 55.	8.65% for the first 25 years of service under the plan, 7.65% thereafter. 1.15% for those with employer paid contributions.

## State Employees Covered By Special Retirement Plans

Employee Group	Qualifications for Special Plan Benefit	Computation of Special Plan Benefit	Current Employee Contribution Rate
IF&W Wardens and Marine Resources Wardens hired after 8/31/84	25 years of service with no age requirement	½ of AFC for 25 years under the plan and 2% of AFC for each additional year.	8.65% for the first 25 years of service under plan, 7.65% thereafter. 1.15% for those with employer-paid contributions
Liquor inspectors hired before 9/1/84 who were serving in that capacity on 9/1/84 and were laid off as liquor inspectors or chief inspectors pursuant to public law 2003, Chapter 20 and who did not meet age or service requirements for retirement under 5 MRSA §17851(10) prior to the layoff.	25 years of service in any special or regular plan covered by the Retirement System and age 55. <u>Must meet both requirements.</u>	The part of the service retirement benefit based on service earned as a liquor inspector or chief inspector position is computed as 1/50 <sup>th</sup> of AFC multiplied by the number of years of creditable service earned as liquor inspector or chief inspector and the part of the service retirement benefit based on service earned in any other position/capacity must be computed in accordance with the formula for computing benefits for the plan by which the member is then covered.	The rate required by the plan under which the member is currently covered.
(Certain) State Prison employees hired on or after 9/1/84 but prior to 7/1/98	25 years of service, age 55.	For service under the plan, ½ of AFC, for 25 years and 2% of AFC for each additional year. If the member retires after 25 years of service and is under age 55, the benefit is reduced for each year that the member is under age 55 at retirement.	8.65% for the first 25 years of service under plan, 7.65% thereafter. 1.15% for those with employer paid contributions
State Police hired after 9/1/84 (Includes Special Agent Investigators hired by the Bureau of State Police before 6/21/82).	25 years of service with no age requirement	½ of AFC for 25 years under the plan and 2% of AFC for each additional year.	8.65% for the first 25 years of service under the plan, 7.65% thereafter. 1.15% for those with employer-paid contributions.
(Certain) State Fire Marshal positions (including inspectors and investigators) in service on/after 7/1/2020	20 years of service with no age requirement	½ of AFC for 20 years under the plan and 2% of AFC for each additional year. Service as a Fire Marshal prior to 7/1/2020 is converted to service under this plan for those employed on 7/1/2020	8.65% for the first 20 years of service under the plan. 7.65% thereafter. 1.15% for those with employer-paid contributions.





# MainePERS

PUBLIC EMPLOYEES RETIREMENT SYSTEM

## State Contacts



### Reach us by phone or fax

Direct Line to Retirement Services: 207-512-3158

Main Line: 207-512-3100

Toll-free: 800-451-9800

Fax: 207-512-3101

Maine Relay: 711



### On the web

[mainepers.org](http://mainepers.org)

Email: [State@mainepers.org](mailto:State@mainepers.org)



### Mailing Address

PO Box 349, Augusta, Maine 04332-0349



### Office Hours

Monday through Friday from 8am to 4pm  
with the exception of recognized holidays