

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

One Hundred and First Legislature

OF THE

STATE OF MAINE

Published by the Director of Legislative Research in accordance with the Revised Statutes of 1954, Chapter 10, Section 27, Subsection VI.

The Knowlton and McLeary Company
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PUBLIC LAWS
OF THE
STATE OF MAINE

As Passed by the One Hundred and First Legislature

1963

Chapter 75

AN ACT to Correct Errors and Omissions in the Public Laws Relating to Sea and Shore Fisheries.

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

Sec. 1. R. S., c. 37-A, § 61, sub-§ VII, ¶ A, amended. Paragraph A of subsection VII of section 61 of chapter 37-A of the Revised Statutes, as enacted by section 1 of chapter 331 of the public laws of 1959, is amended to read as follows:

‘A. The holder of a current commercial shellfish and marine worm license may ~~also~~ buy or sell any of the above described worms.’

Sec. 2. R. S., c. 37-A, § 71, sub-§ V, amended. Subsection V of section 71 of chapter 37-A of the Revised Statutes, as enacted by section 1 of chapter 331 of the public laws of 1959, is amended to read as follows:

‘V. **Exception for wholesale dealer.** The holder of a wholesale sea food dealer’s and processor’s license in this State may at his regular place of business cut up lobster tail sections immediately prior to and for the purpose of preserving, canning or freezing them as **processed stews, pies, newburgs or chowders.**’

Director’s note: Amended by P. L., 1963, c. 414, § 12-F.

Sec. 3. R. S., c. 37-A, § 74, sub-§ II, repealed. Subsection II of section 74 of chapter 37-A of the Revised Statutes, as enacted by chapter 54 of the public laws of 1961, is repealed.

Effective September 21, 1963

Chapter 76

AN ACT to Correct Inconsistencies and Inequities in the Maine State Retirement Law.

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

Sec. 1. R. S., c. 63-A, § 1, amended. The 4th and 17th paragraphs of section 1 of chapter 63-A of the Revised Statutes, as enacted by section 1 of chapter 417 of the public laws of 1955, are amended to read as follows:

‘“Beneficiary” shall mean any person in receipt of a benefit or any person designated to be a recipient of a benefit as provided by this chapter.’

‘“Prior service” shall mean service rendered prior to the date of establishment of the retirement system for which credit is allowable under ~~the provisions of~~ section 4. In the case of participating local districts “prior service” shall mean service to the district rendered prior to the district joining the retirement system.’

Sec. 2. R. S., c. 63-A, § 9, sub-§ I, ¶ B, sub-¶ 1, div. a, amended. Division a of subparagraph 1 of paragraph B of subsection I of section 9 of chapter 63-A of the Revised Statutes, as enacted by section 1 of chapter 417 of the public laws of 1955, is amended to read as follows:

'(a). A spouse, alive and not remarried at the time of the death of the member, shall be paid \$75 a month, commencing the first month after such death occurs, and continuing until the date of his death or remarriage, whichever happens first, providing that the deceased member ~~also~~ had ~~17½~~ 10 years of creditable service at the time of his death. Such spouse may qualify for this benefit in addition to any payments received as provided by division (b), but shall not receive this benefit simultaneously with that provided by division (b).'

Sec. 3. R. S., c. 63-A, § 9, sub-§ I, ¶ B, sub-¶ 4, additional. Paragraph B of subsection I of section 9 of chapter 63-A of the Revised Statutes, as enacted by section 1 of chapter 417 of the public laws of 1955, is amended by adding a new subparagraph 4, to read as follows:

'4. **Death of beneficiary before payment.** In the event that any beneficiary becomes entitled to any of the provisions of this section and dies before either the refund check or the initial survivor benefit check shall be endorsed and presented to a holder in due course then it shall be considered as if the beneficiary had predeceased the member. Further, any beneficiary of this section shall have the right to change his choice of payment at any time up to the point of endorsement and presentation to a holder in due course of either the refund check or the initial survivor benefit payment.'

Sec. 4. R. S., c. 63-A, § 26, amended. Section 26 of chapter 63-A of the Revised Statutes, as enacted by chapter 451 of the public laws of 1955 and as amended by section 2 of chapter 42 of the public laws of 1961, is further amended by adding after the first paragraph, a new paragraph to read as follows:

'Employees of a participating local district who are covered under the basic group life insurance plan shall also be eligible for the additional group life insurance coverage as provided for in section 24 if the local district involved elects to adopt such benefits.'

Effective September 21, 1963

Chapter 77

AN ACT Relating to Escapes from Custody of Police Officers.

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

R. S., c. 135, § 28, amended. Section 28 of chapter 135 of the Revised Statutes is amended to read as follows:

'**Sec. 28. Escape from custody of police officers or jail.** Whoever, being lawfully detained in any jail or other place of confinement, except the State Prison,