

# MAINE STATE LEGISLATURE

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ACTS, RESOLVES AND CONSTITUTIONAL RESOLUTIONS

AS PASSED BY THE

One Hundred and Sixth Legislature

OF THE

STATE OF MAINE

Published by the Director of Legislative Research in accordance with the Revised Statutes of 1964, Title 3, Section 164, Subsection 6.

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THE KNOWLTON AND McLEARY COMPANY  
FARMINGTON, MAINE  
1973

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PUBLIC LAWS  
OF THE  
STATE OF MAINE  
AS PASSED BY THE  
**One Hundred and Fifth Legislature**  
AT THE  
SPECIAL SESSION

January 24, 1972

to

March 10, 1972

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and, thereafter, the balance in the Local Government Fund on the first of each month, beginning July 1, 1973, shall be distributed on the 20th day of each month, beginning July 20, 1973.

**Sec. 2.** R. S., T. 30, § 5055, sub-§ 6, additional. Section 5055 of Title 30 of the Revised Statutes, as enacted by section 1 of chapter 478 of the public laws of 1971, is amended by adding a new subsection 6 to read as follows:

**6. Appropriation.** There is appropriated from the Unappropriated Surplus of the General Fund the sum of \$930 for the fiscal year ending June 30, 1973, to accomplish the purposes of this section.

**Sec. 3.** P. L., 1971, c. 478, § 4, amended. The last paragraph of section 4 of chapter 478 of the public laws of 1971, is amended to read as follows:

The treasurer shall credit the above appropriations to the Local Government Fund as follows:

1971-72	\$2,900,000 from the General Fund, June 30, 1972
1972-73	1,161,000 from the General Fund, December <del>31</del> 1, 1972
	2,539,000 from the General Fund, June 30, 1973
	1,152,000 from the General Fund Surplus, December <del>31</del> 1, 1972

Effective June 9, 1972

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## CHAPTER 606

**AN ACT** Relating to Educational Assistance for Certain Widows, Wives, Orphans and Children of Veterans and Wives and Children of Prisoners of War.

**Emergency preamble.** Whereas, Acts of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, dependents of some Maine veterans are now being deprived of educational benefits from the State of Maine because Maine law does not coincide with federal law; and

Whereas, to make Maine law equitable for Maine beneficiaries will require an additional appropriation in the current biennium; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

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

**Sec. 1.** R. S., T. 20, § 3211, amended. The first paragraph of section 3211 of Title 20 of the Revised Statutes, as last amended by section 32 of chapter 530 of the public laws of 1971, is further amended to read as follows:

For the purposes of administering this chapter, an orphan of a veteran shall be defined as a child not under 16 years of age whose father, served in the military or naval forces of the United States ~~during World War I, World War II, the Korean Campaign or the Viet Nam War~~ and was killed in action or died from a service-connected disability as a result of such service or who is living and is determined to have a total disability, permanent in nature, resulting from a service-connected disability as a result of such service. Children of a veteran who at time of death was totally and permanently disabled due to service-connected disability, but whose death was not related to service-connected disability, shall be eligible for benefits under this chapter. ~~The Viet Nam War shall mean that period between August 5, 1964 and the date on which hostilities are declared ended by the Congress or proclamation of the President.~~ **War orphans** **Orphans**, whose fathers entered the service from Maine or who have resided in the State for 5 years immediately preceding application for aid under this chapter and which children have graduated from high school and are not over 21 years of age at the time of first entering a vocational school or an educational institution of collegiate grade, shall be eligible for benefits provided under this chapter; except that an ~~war~~ orphan who has been unable to enter before the age of 21 because engaged in service in the Armed Forces of the United States may enter when not over 25 years of age.

**Sec. 2. R. S., T. 20, § 3213, amended.** Section 3213 of Title 20 of the Revised Statutes, as last amended by section 3 of chapter 516 of the public laws of 1971, is further amended to read as follows:

**§ 3213. Free tuition**

All children qualifying as ~~war~~ orphans and widows qualifying under this chapter, and the wives and children of those members of the Armed Forces described in the 3rd paragraph of section 3211, shall be admitted to state-supported post-secondary vocational schools or institutions of collegiate grade free of tuition.

**Sec. 3. Appropriation.** There is appropriated from the General Fund to the Department of Education the sum of \$15,000 for the fiscal year ending June 30, 1972 and the sum of \$22,500 for the fiscal year ending June 30, 1973. The breakdown shall be as follows:

	1971-72	1972-73
DEPARTMENT OF EDUCATION		
Education of Orphans of Veterans		
All Other	\$15,000	\$22,500

**Emergency clause.** In view of the emergency cited in the preamble, this Act shall take effect when approved.