

MAINE STATE LEGISLATURE

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REVISED STATUTES

OF THE

STATE OF MAINE

1954

1957 CUMULATIVE SUPPLEMENT

ANNOTATED

IN FIVE VOLUMES

VOLUME 2

**Place in Pocket of Corresponding
Volume of Main Set**

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inspector, constable, marshal, police officer or watchman and committed to the watchhouse or police station or restrained in some other suitable place, until a complaint can be made and a warrant issued against him, upon which he may be arrested and tried. (R. S. c. 57, § 95. 1945, c. 11. 1947, c. 145. 1955, § 95. 1957, c. 334, § 8.)

Effect of amendments. — The 1955 amendment inserted in the first sentence the words "or is found intoxicated in a motor vehicle while said motor vehicle is in any street, highway or other public place."

The 1957 amendment increased the fine for the first offense from \$10 to \$20, increased the fine for subsequent offenses from \$50 to \$60, and deleted "such fine and imprisonment" following the word "both" in two places.

Chapter 62.

Public Buildings. Building Committee of Eastern States Exposition.

Secs. 1-7. Repealed by Public Laws 1957, c. 340, § 3.

Cross reference.—See now c. 15-A and sections provided in § 12 thereof that notes thereto. See in particular §§ 24 to such act should be retroactive to July 1, 33 of such chapter. 1957.

Editor's note.—The act repealing these

Building Committee of Eastern States Exposition.

Secs. 8, 9. Repealed by Public Laws 1955, c. 471, § 8.

Chapter 63.

Personnel Law.

Secs. 7-10. Repealed by Public Laws 1957, c. 152.

Sec. 17. Preference in state employment for veterans.

II. Ten-point preference is a term applying to veteran preference which entitles the holder to an addition of 10 points to earned qualifying ratings in examination. The classes of 10-point preference are as follows:

A. Disability preference applies to honorably discharged veterans who establish by official records the present existence of a service-connected disability, and who are certified by the veterans administration to be disabled with a disability rating of more than 0%.

B. When veterans entitled to disability preference on the basis of service-connected disability cannot be directly benefited thereby because of being disqualified for appointment by reason of the physical disability on which the preference is based, 10-point preference may be granted to their wives instead. This constitutes "wife preference."

C. Ten-point preference is accorded to unmarried widows of deceased veterans who died while in the active service of the armed forces during any war, or who died as the result of service-connected disabilities.

D. Ten-point preference is accorded to mothers, (who are widowed, divorced, separated, or whose husbands are permanently and totally disabled,) of veterans who died while in the active service of the armed forces during any war, or who died as a result of service-connected disabilities.

The term "veteran" as used in this section shall mean a person, male or female, who served in the active service of the United States' armed forces for a period

of not less than 90 days during a period of war in which the United States has been, or is, engaged; and who has been discharged or released therefrom under honorable conditions. (1955, c. 195, §§ 1, 2)

III. Korean campaign, June 27, 1950, and before February 1, 1955. (1953, c. 174, 1955, c. 147, § 2)

Effect of amendments.—The first 1955 amendment substituted at the end of subsection III “and before February 1, 1955,” for the words “until such time as the United States decrees hostilities to have ceased.” The second 1955 amendment added paragraph D to subsection II and

inserted in the paragraph defining “veteran” in subsection II the words “for a period of not less than 90 days.” As the rest of the section was not changed by the amendments only subsections II and III are set out.

Sec. 17-A. Reopen open competitive examinations.—Veterans with the present existence of a service-connected disability to a compensable degree, wives of disabled veterans who qualify for 10 points preference under paragraph B of subsection II of section 17, unmarried widows of deceased veterans who qualify for 10 points preference under paragraph C of subsection II of section 17 and mothers (who are widowed, divorced, separated or whose husbands are permanently and totally disabled) of veterans who died while in the active service of the armed forces during any war, or who died as the result of service-connected disabilities, may file an application for and reopen an open competitive examination during the life of an eligible register resulting from a published announcement. If no eligible register resulted from a published announcement, applicants as above qualified may file an application for and reopen an open competitive examination within 3 years of the closing date of the published announcement, provided in all instances that the applicant had not previously made application for the examination under conditions of the published announcement. In the event positions in the classified service are held other than by permanent or probationary employees, applicants as above qualified may file application for an examination to be announced and opened. Examinations shall be conducted for such applicants not later than the quarterly period succeeding that in which the application has been filed with the Maine state department of personnel. (1955, c. 192.)

Sec. 28. Employees in military or naval service; substitutes.

No credits toward retirement under the state retirement system, nor vacation or sick leave accumulation shall be allowed beyond the period of first enlistment or induction in said armed forces of the United States unless the individual involved is required to remain in or return to military service beyond the first period of service under some mandatory provision. (R. S. c. 59, § 23. 1949, c. 91. 1951, c. 157, § 20. 1957, c. 25.)

Effect of amendment.—The 1957 section was not changed by the amendment added the above paragraph at the end of this section. As the rest of the amendment, it is not set out.

Chapter 63-A.

Maine State Retirement System.

Sec. 1. Definitions.—“Accumulated contributions” shall mean the sum of all the amounts credited to a member’s individual account in the members’ contribution fund, together with regular interest thereon, as provided in section 15.

“Actuarial equivalent” shall mean a benefit of equal value when computed at regular interest upon the basis of such mortality and service tables as the board of trustees shall adopt.

“Average final compensation” shall mean the average annual rate of earnable compensation of a member during the 5 years of creditable service as an employee