

MAINE STATE LEGISLATURE

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L.D. 271
(Filing No. H-21)

STATE OF MAINE
HOUSE OF REPRESENTATIVES
112TH LEGISLATURE
FIRST REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 230, L.D. 271,
Bill, "AN ACT to Clarify Accidental Death Benefits
Payable to Spouses and Children of Members."

Amend the Bill in section 1 in subsection 1-A in
the 4th line (page 1, line 29 in L.D.) by striking
out the underlined words and punctuation "shall be as
follows." and inserting in their place the following:
'payable to his beneficiary or beneficiaries shall be
as follows:'

Further amend the Bill in section 1 in subsection
1-A in paragraph A in the last line (page 1, line 34
in L.D.) by striking out the underlined word and
punctuation "occurs." and inserting in their place
the following: 'occurs;'

Further amend the Bill in section 1 in subsection
1-A in paragraph B in the last line (page 2, line 12
in L.D.) by inserting after the underlined word and
punctuation "member." the following: 'If the benefi-
ciaries are a spouse and a child or children not in
the care of the spouse, the benefit provided by this
paragraph shall be divided equally among the benefi-
ciaries; or'

Further amend the Bill in section 1 in subsection
1-A in paragraph C in the first line (page 2, line 13
in L.D.) by striking out the underlined word "The"
and inserting in its place the following: 'If there
is no spouse alive at the time of the death of the
member, the'

Further amend the Bill in section 2 in the last 2
lines (page 2, lines 31 and 32 in L.D.) by striking
out the following: "section 51, or similar law" and
inserting in its place the following: 'the Workers'

COMMITTEE AMENDMENT "A" to H.P. 230, L.D. 271

1 Compensation Act, or similar law. Lump-sum settle-
2 ments of benefits that would reduce the accidental
3 death benefits under this subsection shall be pro-
4 rated on a monthly basis in an equitable manner pre-
5 scribed by the board of trustees. The prorated
6 lump-sum settlement amounts shall reduce the acciden-
7 tal death benefits payable monthly under this subsec-
8 tion.'

9 STATEMENT OF FACT

10 This amendment clarifies that the benefits shall
11 be paid to the beneficiary. It provides for the equal
12 division of benefits among beneficiaries when the
13 children are not in the care of the surviving spouse.
14 It makes it clear that the children are entitled to a
15 100% share only if there is no surviving spouse. Fi-
16 nally, it provides for a prorated offset if the bene-
17 ficiary is entitled to a lump-sum benefit from anothe-
18 er source.

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Reported by the Committee on Aging, Retirement and Veterans
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