

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

Ninety-sixth Legislature

OF THE

STATE OF MAINE

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PUBLIC LAWS

OF THE

STATE OF MAINE

As Passed by the Ninety-sixth Legislature

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such request, of the service of any employee who has attained the age of 70 and who desires to remain in service.

Sec. 3. R. S., c. 60, § 7, sub-§ I, amended. Subsection I of section 7 of chapter 60 of the revised statutes, as enacted by section 3 of chapter 384 of the public laws of 1947, and as amended, is hereby further amended to read as follows:

'I. Upon the application of a member ~~in service~~ or of his department head, any member who has had 10 or more years of creditable service may be retired by the board of trustees on a disability retirement allowance upon filing such application; provided that the medical board, after a medical examination of such member, shall certify that the member is mentally or physically incapacitated for further performance of duty, that such incapacity is likely to be permanent, and that he should be retired.'

Effective August 8, 1953

Chapter 348

AN ACT to Increase the Salary of the Judge of Probate, Lincoln County.

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

R. S., c. 140, § 3, amended. That part of section 3 of chapter 140 of the revised statutes which relates to the salary of the judge of probate of Lincoln county, as amended, is hereby further amended to read as follows:

'Lincoln, ~~\$1,300~~ \$1,800.'

Effective August 8, 1953

Chapter 349

AN ACT Relating to Pensions for Firemen and Their Dependents Under the Maine State Retirement System.

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

Sec. 1. R. S., c. 60, § 7, sub-§ I, amended. Subsection I of section 7 of chapter 60 of the revised statutes, as repealed and replaced by section 3 of chapter 384 of the public laws of 1947, and as amended, is hereby further amended to read as follows:

'I. Upon the application of a member in service or of his department head, any member who has had 10 or more years of creditable service, or any member in service who is a member of a fire department upon the determination by the board that he has incurred disability as the result of injuries received in the line of duty, may be retired by the board of trustees on a disability retirement allowance upon filing such application; provided that the medical board, after a medical examination of such member, shall certify that the member is mentally or physically incapacitated for further performance of duty, that such incapacity is likely to be permanent, and that he should be retired.'

Sec. 2. R. S., c. 60, § 7, sub-§ II, ¶ C, additional. Subsection II of section 7 of chapter 60 of the revised statutes, as repealed and replaced by section 3 of chapter 384 of the public laws of 1947, and as amended, is hereby further amended by adding thereto a new paragraph to be lettered C, to read as follows:

'C. One-half the average final compensation of such member in the case of a member of a fire department who has incurred disability as the result of injuries received in the line of duty.'

Sec. 3. R. S., c. 60, § 6, sub-§ V-B, amended. Subsection V-B of section 6 of chapter 60 of the revised statutes, as enacted by chapter 328 of the public laws of 1951, is hereby amended by adding at the end thereof a new paragraph, to read as follows:

'If a member of the retirement system who is a member of a fire department shall die as the result of injury received in line of duty, his widow, or, if none, his minor child or children shall receive an annual sum equal to $\frac{1}{2}$ the average final compensation of such member at time of his death. Such annual sum shall be paid to the widow until she dies or remarries and to a child or children until they die or reach the age of 18 years.'

Sec. 4. R. S., c. 60, § 16, amended. Section 16 of chapter 60 of the revised statutes, as amended, is hereby further amended by adding a new subsection to be numbered IX and read as follows:

'IX. Any amendments to this chapter enacted by the 96th legislature, the benefits of which could apply to employees of participating local districts, shall be made effective only in the event any such district elects to adopt such benefits and agrees to pay into the system the required costs as developed by the actuary.'