

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

Ninety-ninth Legislature

OF THE

STATE OF MAINE

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PUBLIC LAWS
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STATE OF MAINE

As Passed by the Ninety-eighth Legislature

At The

SPECIAL SESSIONS, OCTOBER 28-31, 1957,

JANUARY 13-16, 1958,

MAY 6-8, 1958

Chapter 440

AN ACT Relating to Survivor Benefits for Local Participating Districts Under Retirement Law.

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

Sec. 1. R. S., c. 63-A, § 15, sub-§ III, ¶ H, additional. Subsection III of section 15 of chapter 63-A of the Revised Statutes, as enacted by section 1 of chapter 417 of the public laws of 1955 and as amended by sections 8, 9 and 10 of chapter 367 of the public laws of 1957, is further amended by adding at the end a paragraph H to read as follows:

'H. If the designated beneficiary elects, in accordance with section 9, subsection III, to receive the benefits under section 9, subsection I, paragraph B, there shall be transferred to the Survivor's Benefit Fund from the Retirement Allowance Fund the amount of reserve actuarially determined for the retirement allowance under section 9, subsection III, including the amount provided by the members contributions.'

Sec. 2. R. S., c. 63-A, § 17, sub-§ VI, amended. Subsection VI of section 17 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 at the end a new sentence to read as follows:

'The retirement system shall be liable for payment of survivor benefits to beneficiaries of members of participating local districts if such participating local districts have elected survivor benefits.'

Sec. 3. R. S., c. 63-A, § 17, sub-§ X, additional. Section 17 of chapter 63-A of the Revised Statutes, as enacted by section 1 of chapter 417 of the public laws of 1955 and as amended by section 2 of chapter 292 and sections 62 and 63 of chapter 429, both of the public laws of 1957, is further amended by adding a new subsection X to read as follows:

'X. Before electing survivor benefits as provided by section 9, subsections I and III, the chief fiscal officer of a participating local district shall submit to the board of trustees such information as shall be prescribed by the board of trustees in order to determine, on such actuarial basis as may be adopted by the board of trustees, the cost of the initial survivor's contribution of such participating local district. The expense of making such initial determination shall be assessed against and paid by the participating local district on whose account it is made.

The survivor's contribution of a participating local district which has elected such survivor benefits shall be actuarially determined annually by the board of trustees on the basis of such information which it may prescribe.

The board of trustees may increase by not more than 25% in any year the survivor's contribution of a participating local district so determined if, in the opinion of the board of trustees, the actual experience as to benefits paid on behalf of beneficiaries of members of the participating local district is greater than the experience expected on the actuarial basis.

The contributions so computed, together with a pro rata share of the cost of the administration of the survivor's benefit program, based upon the gross payroll of employees and the expense of determining the annual survivor's contribution shall be certified by the board of trustees to the chief fiscal officer of the participating local district, and the amounts so certified shall be a charge against the participating local district.

The participating local district may require each of its members to make a contribution, not to exceed $\frac{1}{4}$ of 1% of earnable compensation, to the Survivor's Benefit Fund as long as he is employed.

All contributions for survivor benefits by members of all participating local districts which have elected survivor benefits and all survivor contributions by such participating local districts shall be paid into the Survivor's Benefit Fund.'

Effective April 17, 1958

Chapter 441

AN ACT Relating to Cost of Relocating Utility Services of Towns.

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

Sec. 1. R. S., c. 23, § 23-A, amended. The 3rd paragraph of section 23-A of chapter 23 of the Revised Statutes, as enacted by section 1 of chapter 378 of the public laws of 1957, is amended to read as follows:

"Utility" as used in this section shall mean and include any public utility under the jurisdiction of the Public Utilities Commission and also any corporation which owns and operates a telephone or telegraph system or an oil pipe line system and which is subject to the jurisdiction of the Federal Communications Commission or Interstate Commerce Commission and also any municipality or any quasi-municipal body operating a utility service such as a fire or police alarm line, street lighting, sewerage or water pipes and also any Rural Electrification Cooperative which is subject to the provisions of chapter 51 of the Revised Statutes.'

Sec. 2. Validating clause. It is hereby declared that it was the legislative intent to include the subject matter of this amendment in Chapter 378 of the Public Laws of 1957, and that any contracts made by the State Highway Commission since August 8, 1957 concerning the utility services described in section 1 are hereby validated.

Effective April 17, 1958

Chapter 442

AN ACT Relating to Loans by Franklin County.

Emergency preamble. Whereas, the duties imposed upon the County of Franklin by law have greatly increased; and