

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

One Hundred and Second Legislature

OF THE

STATE OF MAINE

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PUBLIC LAWS
OF THE
STATE OF MAINE
AS PASSED BY THE
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‘§ 7. Entrances from premises to living quarters

The commission (Liquor) may grant written permission to a licensed person, who operates a retail store, to maintain an entrance, doorway or other aperture leading directly from the licensed premises to his living quarters.’

Effective September 3, 1965

Chapter 27

AN ACT Relating to Regulation of Vehicles on Publicly Owned Property.

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

R. S., T. 30, § 2151, sub-§ 3, ¶ A, amended. Paragraph A of subsection 3 of section 2151 of Title 30 of the Revised Statutes is amended to read as follows:

‘A. Regulating the operation of all vehicles in the public ways and on publicly owned property; providing the fact that a vehicle is unlawfully parked shall be prima facie evidence of the unlawful parking of such vehicle by the person in whose name such vehicle is registered.’

Effective September 3, 1965

Chapter 28

AN ACT Relating to Open Season on Raccoons.

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

R. S., T. 12, § 2358, sub-§ 4, amended. The first sentence of subsection 4 of section 2358 of Title 12 of the Revised Statutes is amended to read as follows:

~~‘Raccoons and skunks~~ Skunks may be hunted during the period from August 15th to December 15th of each year and raccoons may be hunted during the period from September 15th to December 15th of each year.’

Effective September 3, 1965

Chapter 29

AN ACT Increasing Death Benefits Under State Retirement Law.

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

Sec 1. R. S., T. 5, § 1124, sub-§ 1, ¶ B, sub-¶ (1), div. (a) - (e), amended. Divisions (a) to (e) of subparagraph (1) of paragraph B of subsection 1 of section 1124 of Title 5 of the Revised Statutes are amended to read as follows:

(a) A spouse, alive and not remarried at the time of the death of the member, shall be paid ~~\$75~~ \$100 a month, commencing the first month after such death occurs, and continuing until the date of his death or remarriage, whichever happens first, providing that the deceased member had 10 years of creditable service at the time of his death. Such spouse may qualify for this benefit in addition to any payments received as provided by division (b), but shall not receive this benefit simultaneously with that provided by division (b).

(b) A spouse, alive and not remarried at the time of the death of the member who has the care of unmarried children of the deceased member under 18 years of age, or any other progeny of the deceased who is considered to be mentally incompetent under the general statutes pertaining thereto, or who is certified to be mentally incompetent by the Medical Board of the Maine State Retirement System, or who is certified by the Medical Board of the Maine State Retirement System to be physically and permanently incapacitated, shall be paid ~~\$75~~ \$100 a month, commencing the first month after such death occurs and continuing during his lifetime for such time as such children or progeny are in his care and he has not remarried.

(c) The unmarried child or children under 18 years, or any other progeny of the deceased who is adjudged mentally incompetent by a probate court in the State of Maine or who is certified by the Medical Board of the Maine State Retirement System to be physically and permanently incapacitated at the time of death of the member, shall receive benefits as follows:

One child shall be paid ~~\$75~~ \$100 per month.

Two children shall be paid ~~\$100~~ \$150 per month, which shall be divided equally between them.

Three children or more shall be paid ~~\$125~~ \$200 per month, which shall be divided equally among them.

The benefits shall commence the first month after the death of the member and be payable to each child until he reaches his 18th birthday or prior death, whichever occurs first. In the event of the marriage or death of any such child prior to his 18th birthday, subsequent benefits to the other children, if any, shall be payable as if he had never lived.

(d) A spouse living at the time of the death of the member and not remarried subsequent to the death of the member shall be paid ~~\$75~~ \$100 a month, commencing the first month after the attainment of 60 years of age and continuing until the date of his death or remarriage, whichever happens first. Such spouse may qualify for this benefit in addition to any payments received as provided by division (b) but shall not receive this benefit simultaneously with that provided by division (a) or division (b).

(e) A parent, if living at the time of the death of the member, and at least 60 years of age or when that age is attained shall be paid ~~\$75~~ \$100 per month. If both parents are eligible to benefits under this section and the older parent elects benefits under this subsection, the younger parent shall receive ~~\$50~~ \$75 per month if at least 60 years of age or when that age is attained. Upon the death of either parent, the survivor shall receive ~~\$75~~

\$100 per month. Such payments to any parent shall commence the first month after the death of the member occurs and continue until death or remarriage, whichever happens first. Benefits are only payable under this provision in the event no other benefits have been received in accordance with divisions (a), (b), (c) or (d).'

Sec. 2. Effective date. Said amounts provided by this Act shall become effective on the first day of the month following the effective date of this Act and proper adjustments in benefits already being paid under the Revised Statutes, Title 5, section 1124, shall be made to these persons who are recipients of said benefit.

Effective September 3, 1965

Chapter 30

AN ACT Relating to Penalty Relative to Short Lobsters.

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

Sec. 1. R. S., T. 12, § 4451, sub-§ 1, ¶ A, amended. Paragraph A of subsection 1 of section 4451 of Title 12 of the Revised Statutes is amended to read as follows:

'A. And whoever does so shall be punished by a fine of \$10 and in addition by a fine of \$5 for each such lobster involved, up to and including the first 5, and by a fine of \$25 for each such lobster in excess of 5, or by imprisonment for not more than 90 days, or by both.'

Sec. 2. R. S., T. 12, § 4455, sub-§ 1, ¶ A, amended. Paragraph A of subsection 1 of section 4455 of Title 12 of the Revised Statutes is amended to read as follows:

'A. Whoever possesses any such tail section of lobster meat shall be punished by a fine of ~~\$10~~ \$25 and in addition by a fine of \$5 for each such tail section of lobster meat possessed, or by imprisonment for not more than 90 days, or by both.'

Effective September 3, 1965

Chapter 31

AN ACT Relating to Traffic Ordinances.

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

R. S., T. 30, § 2151, sub-§ 3, ¶ C, amended. Paragraph C of subsection 3 of section 2151 of Title 30 of the Revised Statutes is amended to read as follows:

'C. The municipal officers of towns ~~may~~ shall have exclusive power to enact all ordinances authorized by this subsection. Seven days' notice of the meet-