

# 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  
**One Hundred and Second Legislature**  
**1965**

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the receiving school's average cost per pupil for the current fiscal year to be determined as provided in Title 20, section 1292; except that, as to a participant attending a secondary school, in no instance shall tuition paid under this section exceed the average cost per pupil in all secondary schools of the State for the current fiscal year, and as to a participant attending a public school other than a secondary school, in no instance shall tuition paid under this section exceed the average cost per pupil in all such schools of the State for the current fiscal year.'

Effective September 3, 1965

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## Chapter 390

### AN ACT Relating to Death Benefits for Members of the State Police.

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

Sec. 1. R. S., T. 5, § 1125, sub-§ 1, amended. The first sentence of subsection 1 of section 1125 of Title 5 of the Revised Statutes is amended to read as follows:

'If a member of the retirement system who is a member of a fire or police department ~~or a member of the State Police~~ shall die as the result of injury received in line of duty, his widow, or, if none, his child or children under age 18, jointly, shall receive an annual sum equal to  $\frac{1}{2}$  the average final compensation of such member at time of his death.'

Sec. 2. R. S., T. 5, § 1125, sub-§ 1-A, additional. Section 1125 of Title 5 of the Revised Statutes is amended by adding a new subsection 1-A to read as follows:

'1-A. State Police who are members. If a member of the retirement system who is a member of the State Police shall die as a result of an injury received in the line of duty his beneficiary, if his widow, and if there is no surviving child or children under age 18, shall receive an annual sum equal to  $\frac{2}{3}$  of the current annual salary of the member; or his beneficiary, if his widow, if the member is survived by a widow and a child or children under age 18, jointly, shall be entitled to an annual sum equal to the current annual salary of the member; or his beneficiary, if his child or children, if the member is survived only by a child or children under age 18, jointly, shall receive an annual sum equal to the current annual salary of the member.

When the beneficiaries are a widow and child or children under age 18, they shall be paid the annual sum equal to the current annual salary only until the youngest surviving child reaches age 18, at which time the annual sum paid shall be reduced to  $\frac{2}{3}$  of the annual salary of the member.

When the beneficiaries are a child or children under age 18, he or they shall be paid the annual sum equal to the current annual salary only until the youngest surviving child reaches age 18, at which time all payments shall cease.'

Sec. 3. R. S., T. 5, § 1125, sub-§ 2, repealed and replaced. Subsection 2 of section 1125 of Title 5 of the Revised Statutes is repealed and the following enacted in place thereof:

'2. State Police who are not members. If a member of the State Police who is not a member of the Retirement System shall die as a result of injury

received in line of duty, his widow shall receive an annual sum equal to  $\frac{2}{3}$  of current annual compensation, if the member was not survived by a child or children under age 18, or if he was survived by a widow and child or children under age 18, jointly, they shall receive an annual sum equal to the current annual salary such officer was earning at the time of his death, or if the officer was survived only by a child or children under age 18, jointly, they shall receive an annual sum equal to the current annual salary such officer was receiving at the time of his death. Such payments shall be made from the appropriation of the State Police.

When the beneficiaries are a widow and child or children under age 18, they shall be paid the annual sum equal to the current annual salary only until the youngest surviving child reaches age 18, at which time the annual sum paid shall be reduced to  $\frac{2}{3}$  of the annual salary of the member.

When the beneficiaries are a child or children under age 18, he or they shall be paid the annual sum equal to the current annual salary only until the youngest surviving child reaches age 18, at which time all payments shall cease.'

**Sec. 4. Effective date.** This Act shall be retroactive and shall mean that any widow, child or children and who are presently receiving or entitled to receive benefits shall have the right to elect to change from the present payments, but once such an election to change has been made there shall be no further change after the first payment has been made.

**Sec. 5. Appropriation.** There is appropriated from the General Fund to Contributions and Transfers the sum of \$559.07 for the fiscal year ending June 30, 1966 and the sum of \$559.07 for the fiscal year ending June 30, 1967. The breakdown shall be as follows :

	1965-66	1966-67
Contributions and Transfers To Highway Fund General Funds Share of State Police cost—25%		
Administration	\$559.07	\$559.07

Effective September 3, 1965

## Chapter 391

### AN ACT Increasing Salary of Reporter of Decisions.

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

**Sec. 1. R. S., T. 4, § 701, amended.** Section 701 of Title 4 of the Revised Statutes is amended to read as follows :

**§ 701. Appointment and tenure; salary**

The Governor with the advice and consent of the Council shall, in case of a vacancy, appoint a person learned in the law to be Reporter of the Decisions of the law court, who shall hold his office during the pleasure of the executive. He shall receive an annual salary of ~~\$2,500~~ \$3,700.'