

# MAINE STATE LEGISLATURE

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ACTS, RESOLVES AND CONSTITUTIONAL RESOLUTIONS

AS PASSED BY THE

One Hundred and Sixth Legislature

OF THE

STATE OF MAINE

Published by the Director of Legislative Research in accordance with the Revised Statutes of 1964, Title 3, Section 164, Subsection 6.

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THE KNOWLTON AND McLEARY COMPANY  
FARMINGTON, MAINE  
1973

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PUBLIC LAWS  
OF THE  
STATE OF MAINE  
AS PASSED BY THE  
One Hundred and Sixth Legislature

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and receiving at the time of death ~~an ordinary~~ a disability allowance as provided in section 1122 and any lump sum due under section 1122 shall be paid into the Survivors' Benefit Fund, except that any member who has been restored to service after having been a recipient of a disability retirement allowance or a service incurred disability retirement allowance shall be exempted from the requirement that the member must have had at least 18 months of creditable service prior to date of death.

**Sec. 5.** R. S., T. 5, § 1124, sub-§ 3, amended. Subsection 3 of section 1124 of Title 5 of the Revised Statutes is amended to read as follows:

3. **Election of designated beneficiary.** Should a member die any time after attaining eligibility for retirement under any of the provisions of this chapter, but before any election in accordance with section 1126 becomes effective, the designated beneficiary if a spouse, child or children, mother or father may elect to receive either the benefits provided under subsection 1 or those provided under subsection 2, paragraph A or B but not both, provided that the member and the designated beneficiary must comply with each condition set forth in the subsection providing the benefits which are elected by the designated beneficiary.

**Sec. 6.** R. S., T. 5, § 1128, amended. The last sentence of section 1128 of Title 5 of the Revised Statutes, as enacted by chapter 66 of the public laws of 1969, is amended to read as follows:

This provision shall apply only if the teacher is eligible to retire under any of the provisions of this Title on the date that a general salary adjustment to state employees becomes effective, and submits a letter of intent to retire upon fulfillment of said contract and which letter shall be countersigned by the pertinent superintendent of schools, headmaster of an academy or other comparative appointing authority, and in possession of the board of trustees no later than the date on which the general salary adjustment is effective to state employees.

Effective October 3, 1973

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## CHAPTER 123

### **AN ACT** Relating to Purchase of Back Service Credits for Local Participating Districts and Individual Employees under Maine State Retirement System.

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

R. S., T. 5, § 1092, sub-§ 11, amended. Subsection 11 of section 1092 of Title 5 of the Revised Statutes is amended by adding a new paragraph at the end to read as follows:

Any member of a participating local district who has served in any participating local district or any unit of the State which might be considered eligible for membership in the Maine State Retirement System as a participating local district shall have the right to purchase, by mutual agreement

between the participating local district and the individual concerned, such service as had been previously rendered, upon proper certification that the service had been rendered, and that the current employer will assume the liability incurred by the granting of such previous time.

Effective October 3, 1973

## CHAPTER 124

### AN ACT Relating to Health Insurance Policy Reserves.

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

**R. S., T. 24-A, § 925, amended.** Section 925 of Title 24-A of the Revised Statutes, as enacted by section 1 of chapter 132 of the public laws of 1969, is amended to read as follows:

#### § 925. Health insurance policy reserves

For all health insurance policies, the insurer shall **establish and maintain** ~~an active life thereon~~ a reserve which shall place a sound value on its liabilities under such policies and be not less than the reserve according to appropriate standards set forth in regulations issued by the commissioner and, in no event, less in the aggregate than the pro rata gross unearned premiums for such policies.

Effective October 3, 1973

## CHAPTER 125

### AN ACT Relating to Definition of Dependent under Group Life Insurance Policies.

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

**R. S., T. 24-A, § 2611, sub-§ 1, amended.** The last sentence of subsection 1 of section 2611 of Title 24-A of the Revised Statutes, as enacted by section 1 of chapter 132 of the public laws of 1969, and as amended, is repealed.

Effective October 3, 1973

## CHAPTER 126

### AN ACT to Permit County Commissioners to Contract with Municipalities for Use of Public Dumps and to Assess Costs of Public Dumps.