

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE
AS PASSED BY THE

ONE HUNDRED AND EIGHTH LEGISLATURE
AT THE

SECOND REGULAR SESSION

January 4, 1978 to April 6, 1978

FIRST SPECIAL SESSION

(No laws enacted)

September 6, 1978 to September 15, 1978

SECOND SPECIAL SESSION

October 18, 1978

THIRD SPECIAL SESSION

December 6, 1978

PUBLISHED BY THE DIRECTOR OF LEGISLATIVE RESEARCH IN ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED, TITLE 3, SECTION 164, SUBSECTION 6.

K. J. Printing
Augusta, Maine
1979

PUBLIC LAWS
OF THE
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AS PASSED AT THE
SECOND REGULAR SESSION
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passage of section 2-A of this Act.
Funds for these costs will be
allocated from the Unorganized Territory
Education and Services Fund.

Emergency clause. In view of the emergency cited in the preamble, this Act shall take effect when approved.

Effective April 3, 1978

CHAPTER 699

AN ACT to Increase Retirement Benefits for Teachers who Taught Prior to July 1, 1942.

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

Sec. 1. 5 MRSA § 1121, sub-§ 2, ¶ A, sub-¶ (2), as amended by PL 1975, c. 622, § 47, is repealed and the following enacted in its place:

(2) If he has a prior service certificate in full force and effect or, if he was formerly subject to the Revised Statutes of 1944, chapter 37, sections 212 to 241, with a prior service certificate in full force and effect for teacher service before July 1, 1947, 1/50 of his average final compensation multiplied by the number of years, not to exceed 25, of his prior service. A participating local district may elect to include, as to all employees of the district, prior service in excess of 25 years. Any member formerly subject to the Revised Statutes of 1944, chapter 37, sections 212 to 241, with a prior service certificate in full force and effect for teaching service before July 1, 1942, may elect to receive 1/60 of his average final compensation multiplied by the number of years of his teaching service rendered prior to July 1, 1942, in lieu of 1/50 of his years of service, not to exceed 25, as provided in this subparagraph.

Sec. 2. 5 MRSA § 1121, sub-§ 2, ¶ A, sub-¶ (2-A), as amended by PL 1973, c. 788, § 17, is repealed.

Sec. 3. 5 MRSA § 1121, sub-§ 2, ¶ A, sub-¶ (3), 2nd sentence, as amended by PL 1973, c. 788, § 18, is repealed.

Sec. 4. 5 MRSA § 1121, sub-§ 5, last sentence is repealed.

Sec. 5. Application. Adjustments in benefits authorized by this Act, including recomputations pursuant to Title 5, section 1121, subsection 2, paragraph A, subparagraph (3), shall be effective on the first day of the month following the

effective date of this Act, and shall be paid on the first monthly pension payroll subsequent to that day, and on every monthly pension thereafter.

Sec. 6. Appropriation. The following funds shall be appropriated from the General Fund to carry out the purposes of this Act:

	1978-79
STATE RETIREMENT SYSTEM	
Retirement Allowance Fund	
All Other	\$940,202
Provides funds for the increase in benefits to teachers with teaching service prior to July 1, 1942.	

Notwithstanding Title 5, section 1095, subsection 8, additional costs necessary to fund this Act shall be funded by the State or applicable participating local districts and shall not be borne by the members of the system.

Effective July 6, 1978

CHAPTER 700

AN ACT Pertaining to Ordinary Death Benefits Under the Maine State Retirement System.

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

Sec. 1. 5 MRSA § 1062, sub-§ 6, ¶¶ A, C and D, are amended to read:

A. The Survivors' Benefit Fund shall be the fund in which shall be accumulated all reserves required for the payment of survivors' benefits as set forth in section 1124, subsection 1 and section 1124-A.

C. On account of each member there shall be paid annually into the Survivors' Benefit Fund by the State an amount equal to a certain percentage of the annual earnable compensation of such member to be known as the "survivors' contribution." The rate per cent of such contributions shall be fixed on the basis of the liabilities established by section 1124, subsection 1, and section 1124-A, as shown by actuarial valuation.

D. All benefits payable under section 1124, subsection 1, and section 1124-A, shall be paid from the Survivors' Benefit Fund except as may be otherwise specifically provided.

Sec. 2. 5 MRSA § 1092, sub-§ 13, 1st sentence, is amended to read: