

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND NINTH LEGISLATURE

FIRST REGULAR SESSION

January 3, 1979 to June 15, 1979

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

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Sec. 1. 5 MRSA § 1001, sub-§ 18, as last amended by PL 1971, c. 622, § 9, is further amended to read:

18. **Public school.** "Public school" shall mean any public school conducted within the State under the authority and supervision of a duly elected board of education, superintending school committee or school directors, and any school which received any direct state aid in 1950, and municipal tuition funds amounting to at least the amount of such state aid, during the same year, except that Maine Wesleyan Seminary & College, commonly known as Kents Hill School, as of September 23, 1971, **Bridgton Academy, Gould Academy and North Yarmouth Academy as of September 1, 1979**, shall be excluded from such coverage as is extended by the Maine State Retirement System.

Sec. 2. **Application and effective dates.** That part of section 1 which applies to Bridgton Academy, Gould Academy and North Yarmouth Academy shall be applied to employees of these schools who are members of the Maine State Retirement System as "teachers" on September 1, 1979, under the following conditions.

1. **Continue membership.** Those persons who indicate a desire to continue membership in the Maine State Retirement System shall be permitted to do so.

2. **Terminate membership.** Those persons who desire to terminate membership in the Maine State Retirement System may be permitted to do so and receive a refund of the member's contributions and interest.

3. **Vested interest.** Those persons who have attained a vested interest in the Maine State Retirement System may elect to terminate membership in the Maine State Retirement System and freeze their vested interest.

For those persons who elect to continue membership in the Maine State Retirement System and those who have a vested right and elect to freeze their vested interest, the Maine State Retirement System shall annually charge the respective academy for the employer cost of Maine State Retirement System benefits, using the same actuarial costs that are determined for public school teachers in other school systems within the State.

Effective September 14, 1979

CHAPTER 17

H. P. 41 — L. D. 52

AN ACT to Transfer Certain Inactive Accounts of the Maine State Retirement System to the Retirement Allowance Fund.

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

5 MRSA § 1096, as amended by PL 1975, c. 622, § 39, is further amended by adding a new paragraph at the end to read:

Any account in the retirement system which has been inactive for 10 or more years, and with a balance of contributions under \$100, may be transferred by the executive director to the Retirement Allowance Fund. Any former member who is restored to service shall be entitled to have such contributions and interest as had been transferred to the fund restored to the former member's credit. Any former member who applies for a refund of such contributions and interest as had been transferred to the fund shall be paid that refund.

Effective September 14, 1979

CHAPTER 18

H. P. 213 — L. D. 261

AN ACT Concerning Prisoner Participation in Public Works Projects.

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

Sec. 1. 34 MRSA § 1007, sub-§ 1, ¶ F, as enacted by PL 1977, c. 372, § 1, is amended to read:

F. Voluntary services for a municipality within the county in which the jail is located; or

Sec. 2. 34 MRSA § 1009, first sentence is amended to read:

The sheriff in charge of a county jail may, in his discretion, permit certain inmates of that jail to participate in ~~municipal~~ public works-related projects in the county where the jail is located.

Sec. 3. 34 MRSA § 1009, 2nd ¶ is amended to read:

Any inmate participating in a ~~municipal~~ public works-related project under this section shall have his sentence to the jail prorated at the rate of one day removed from the sentence for every 16 hours of participation in the project.

Effective September 14, 1979