

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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Augusta, Maine
1979

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The reduction on retirement at the rate of 15% per year of the average amount of insurance for the last 3 years prior to retirement shall not apply to any Justice of the Supreme Judicial Court or Superior Court, or to any Judge of the District Court or Administrative Court nor to any retired justice or judge who was insured and who is living on the effective date of this enactment. The aforesaid average amount of insurance for any justice or judge shall be continued in force at no cost to the justice or judge until the age of 70. At the age of 70, the amount of insurance in force will become 25% of the average amount of insurance.

Effective September 14, 1979

CHAPTER 438

S. P. 363 — L. D. 1110

AN ACT to Clarify the Regionalization of Special Education.

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

20 MRSA § 3125, sub-§ 3, as enacted by PL 1975, c. 732, § 2, is repealed and the following enacted in its place:

3. **Regional programs; plans; approval.** An administrative unit may enter into a cooperative agreement with 2 or more administrative units in order to provide regional programs or supportive services for exceptional children.

A. Programs and services established through this agreement shall meet the requirements of subsection 1.

B. Programs entered into under this section shall specify that:

- (1) One of the administrative units shall serve as fiscal agent;
- (2) No requirement exists for separate budget approval and taxation; and
- (3) No school construction be proposed for special education purposes.

C. A plan for regional programs shall be subject to the approval of the commissioner prior to the implementation of any programs and shall specify:

- (1) The objectives and functions to be performed by the regional programs;
- (2) The method of fiscal operation and cost sharing;

- (3) The method of entering into and withdrawing from the agreement;
- (4) The method of administering the regional program;
- (5) The method of involving parent and community participation; and
- (6) The member administrative unit which shall act as fiscal agent for the regional program.

D. The regional program shall be supported by funds included in the special education appropriations of each of the member administrative units.

Effective September 14, 1979

CHAPTER 439

S. P. 586 — L. D. 1651

AN ACT to Make Allocations from the Highway Fund for the Fiscal Years Ending June 30, 1981, and to Increase Revenues.

Emergency preamble. Whereas, Acts passed by the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, the 90-day period will not terminate until after the beginning of the next fiscal year; and

Whereas, certain obligations and expenses incident to the operation of departments and agencies will become due and payable on or immediately after July 1, 1979; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

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

PART A

Sec. 1. Allocation of Highway Fund. Undedicated income to the Highway Fund for the next fiscal years — from July 1, 1979, to June 30, 1980, and from July 1, 1980, to June 30, 1981, shall be segregated, apportioned and expended as designated in the following schedules: