

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND NINTH LEGISLATURE

AT THE

SECOND REGULAR SESSION

January 2, 1980 to April 3, 1980

AND AT THE

THIRD SPECIAL SESSION

May 22, 1980

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

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PRIVATE AND SPECIAL LAWS
OF THE
STATE OF MAINE

AS PASSED AT THE
SECOND REGULAR SESSION

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ONE HUNDRED AND NINTH LEGISLATURE

January 2, 1980 to April 3, 1980

CHAPTER 89

H. P. 1678 — L. D. 1787

AN ACT to Permit the Bingham Water District to Withdraw from the Maine State Retirement System.

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

Sec. 1. Withdrawal from Maine State Retirement System authorized; procedure. The legal voters of the Bingham Water District, hereinafter called "the district," presently a participating local district in the Maine State Retirement System, hereinafter called "the system," is authorized to withdraw from further participation in the system upon the terms and conditions hereinafter set forth.

The withdrawal shall be accomplished by a majority vote of the legal voters of the district at any duly warned, called and held annual or special meeting thereof. Upon the vote, the chief fiscal officer of the district shall certify the same to the trustees of the system and the withdrawal shall become effective on the last day of the calendar month in which the certificate is received by the trustees.

Sec. 2. Certain withdrawals authorized; disposition of remaining funds. Any employee or trustee of the district who has made contributions to the system may withdraw the same in the manner provided by the Maine Revised Statutes, Title 5, section 1096, as amended; provided that any application for the withdrawal shall be made not later than one year after the effective date of withdrawal by the district from the system.

Following the withdrawal of contributions by all district employees or trustees who have the right to do so, or one year from the effective date of withdrawal by the district from the system, whichever first occurs, then any remaining funds established by the system for the district shall be applied by the system toward satisfaction of such retirement allowances and death benefits to the employees or trustees of the district who are receiving such allowances from the system as of that date and any employee or trustee whose right to receive such allowance or benefit has vested as of such date.

Sec. 3. Water district to assume certain obligations. Following effective date of withdrawal, the system shall annually certify to the district the amount necessary to satisfy the difference between the amount in the district's account with the system and the estimated retirement allowances and death benefits payable by the system to employees and trustees of the district and survivors of such employees and trustees during the applicable calendar year; and the district shall annually appropriate and pay to the system the amount so certified.

Sec. 4. Limitation. This Act shall not be construed to grant rights to any employee or trustee of the Bingham Water District or to any former employee or trustee of the Bingham Water District now receiving retirement benefits who is declared ineligible for retirement benefits by a final judicial determination.

Effective July 3, 1980

CHAPTER 90

H. P. 2031 — L. D. 2035

AN ACT Relating to the State Valuation of the Town of Patten.

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

Whereas, county taxes are based upon the state valuation; and

Whereas, the county tax rate must be established by April 1, 1980; and

Whereas, it is vitally necessary this legislation be passed as an emergency in order to become effective prior to April 1, 1980; 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:

Town of Patten; state valuation. For the purpose of determining the amount of school subsidies to which School Administrative District No. 25 shall be eligible to receive for the fiscal year 1980-81 and apportionment of county taxes for fiscal year 1980 and any other applications where state aid or subsidies are required, the state valuation of the Town of Patten shall be set at \$11,100,000. Such valuation shall be used in the determination of the per pupil valuation of the Town of Patten as set forth by statute.

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

Effective March 31, 1980