

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied  
(searchable text may contain some errors and/or omissions)

**LAWS**  
OF THE  
**STATE OF MAINE**

AS PASSED BY THE  
ONE HUNDRED AND ELEVENTH LEGISLATURE

**FIRST REGULAR SESSION**  
December 1, 1982 to June 24, 1983  
Chapters 1-452

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

---

J.S. McCarthy Co., Inc.  
Augusta, Maine  
1983

---

---

**PUBLIC LAWS**  
OF THE  
**STATE OF MAINE**

AS PASSED AT THE  
FIRST REGULAR SESSION

and

FIRST SPECIAL SESSION

of the

ONE HUNDRED AND ELEVENTH LEGISLATURE

1983

---

---

## CHAPTER 167

H.P. 1088 - L.D. 1415

AN ACT Relating to Justices and Judges  
of the Supreme Judicial, Superior and  
District Courts.

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

Sec. 1. 4 MRSA §5, first ¶, as amended by PL 1981, c. 488, §§1 and 2, is further amended to read:

Any Justice of the Supreme Judicial Court who resigns his office or ceases to serve at the expiration of any term thereof, after attaining the age of 70 years and after having served as a justice on either the Supreme Judicial Court or the Superior Court, or both, for at least 7 years, or after attaining the age of 65 years and after having served as a justice on either of those courts, or both, for at least 12 years, or after attaining the age of 60 years and after having served as a justice on either of those courts, or both, for at least 20 years, shall receive annually during the remainder of his life, whether or not he is appointed an Active Retired Justice as provided in section 6, an amount equal to 3/4 of the currently effective annual salary of a Justice or Chief Justice of the Supreme Judicial Court, as the case may be, to be paid in the same manner as the salaries of the justices of that court are paid. Such justice shall terminate his service before his 71st birthday. Any justice, who continues to serve until or after his 71st birthday, shall waive his right to the compensation mentioned and make no claim therefor at the termination of his service. Any Justice of the Supreme Judicial Court who resigns his office or ceases to serve at the expiration of any term thereof, after attaining the age of 60 years and after having served as a justice on either the Supreme Judicial Court or the Superior Court, or both, for at least 20 years, shall receive annually during the remainder of his life, whether or not he is appointed an Active Retired Justice, as provided in section 6, an amount actuarially equivalent to the benefits he would have received if he had retired at the age of 65 years with 12 years, to be paid in the same manner as the salaries of the justices of that court are paid. The right of any justice drawing such compensation to continue to receive it shall cease immediately if he acts as attorney or counsellor in any action or legal proceeding in which the State is an adverse party or has any interest

adverse to the person or persons in whose behalf he acts.

Sec. 2. 4 MRSA §103, first ¶, as amended by PL 1981, c. 488, §§3 and 4, is further amended to read:

Any Justice of the Superior Court who resigns his office or ceases to serve at the expiration of any term thereof, after attaining the age of 70 years and after having served as such justice or judge on either the Superior Court or the District Court, or both, for at least 7 years, or after attaining the age of 65 years and after having served as such justice or judge on either the Superior Court or the District Court, or both, for at least 12 years, or after attaining the age of 60 years and after having served as a justice on either of those courts, or both, for at least 20 years, shall receive annually during the remainder of his life an amount equal to  $\frac{3}{4}$  of the currently effective annual salary of a Justice of the Superior Court, to be paid in the same manner as the salaries of the justices of that court are paid. Such justice shall terminate his service before his 71st birthday, except that a justice who is serving his first term of judicial office which can be credited for the purpose of qualifying for compensation upon retirement may serve for the remainder of that single term beyond his 71st birthday. Any justice who continues to serve until or after his 71st birthday, except a justice who is serving his first term of judicial office which can be credited for the purpose of qualifying for compensation upon retirement, shall waive his right to the compensation mentioned and make no claim therefor at the termination of his service. Any Justice of the Superior Court who resigns his office or ceases to serve at the expiration of any term thereof, after attaining the age of 60 years and after having served as a justice on either the Superior Court or the District Court, or both, for at least 20 years, shall receive annually during the remainder of his life an amount actuarially equivalent to the benefits he would have received if he had retired at the age of 65 years with 12 years, to be paid in the same manner as the salaries of the justices of that court are paid. The right of any justice drawing such compensation to continue to receive it shall cease immediately, if he acts as attorney or counsellor in any action or legal proceeding in which the State is an adverse party or has any interest adverse to the person or persons in whose behalf he acts.

Sec. 3. 4 MRSA §157-A, first ¶, as amended by PL 1981, c. 488, §§5 and 6, is further amended to read:

Any Judge of the District Court who resigns his

office or ceases to serve at the expiration of any term thereof, after attaining the age of 70 years and after having served as such judge for at least 7 years, or after attaining the age of 65 years and after having served as such judge for at least 12 years, or after attaining the age of 60 years and after having served as such judge for at least 20 years, shall receive annually during the remainder of his life an amount equal to  $\frac{3}{4}$  of the currently effective annual salary of a Judge of the District Court, to be paid in the same manner as the salaries of the judges of that court are paid. Such judge shall terminate his service before his 71st birthday. Any judge who continues to serve until or after his 71st birthday shall waive his right to the compensation mentioned and make no claim therefor at the termination of his service. Any Judge of the District Court who resigns his office or ceases to serve at the expiration of any term thereof, after attaining the age of 60 years and after having served as a judge of that court for at least 20 years, shall receive annually during the remainder of his life an amount actuarially equivalent to the benefits he would have received if he had retired at the age of 65 years with 12 years, to be paid in the same manner as the salaries of the judges of that court are paid. The right of any judge drawing such compensation to continue to receive it shall cease immediately, if he acts as attorney or counsellor in any action or legal proceeding in which the State is an adverse party or has any interest adverse to the person or persons in whose behalf he acts.

Effective September 23, 1983.

---

---

## CHAPTER 168

H.P. 63 - L.D. 69

### AN ACT to Exempt Carriers of Wood Products from Cargo Insurance Requirements.

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

Whereas, carriers of logs or pulpwood are currently required to carry cargo insurance at additional costs to their operations; and

Whereas, a significant number of these carriers will have to renew or obtain these policies for the current season if action is not taken promptly; and