

# 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

---

---

their years of faithful and productive service. Part of that debt is repaid by the benefits provided to retirees through the Maine State Retirement System. Retirees who depend heavily on these benefits and current employees, who will one day retire and receive benefits are concerned about the financial viability of the system.

2. Intent. It is the intent of the Legislature that there shall be appropriated and transferred annually to the Maine State Retirement System the funds necessary to meet the system's long and short term financial obligations based on the actuarial assumptions established by the board of trustees upon the advice of the actuary. The goal of the actuarial assumptions shall be to achieve a fully funded system. The system's unfunded liability for persons formerly subject to the Maine Revised Statutes of 1944, chapter 37, sections 212 to 220 shall be repaid to the system from annual appropriations over the funding period of the system.

3. Implementation. It shall be the responsibility of the board of trustees to calculate the funds necessary to maintain the system on an actuarially sound basis, including the unfunded liability arising from payment of benefits for which contributions were not received and to transmit those calculations to the State Budget Officer as required by sections 1661 to 1667. It shall be the responsibility of the Legislature to appropriate and transfer those funds annually. This section shall not be construed to require the State to appropriate and transfer funds to meet the obligations of participating local district members of the system.

Effective September 23, 1983.

---

---

## CHAPTER 292

H.P. 1161 - L.D. 1533

AN ACT to Maximize the Availability of  
Certain Social Services by Providing for  
Income from Fees and Remove References to  
Federal Requirements which no Longer Exist.

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

22 MRSA §9, as amended by PL 1981, c. 703, Pt. A, §5, is repealed and the following enacted in its place:

§9. Fees for service

1. Reasonable fees authorized. The Department of Human Services may charge reasonable fees for any services provided under this Title whether directly or indirectly provided by the department. Any fees thus received shall constitute a permanent fund for use by the department as special revenue income and shall not become part of the General Fund. Fees so generated shall be utilized in accordance with federal regulations.

2. Sliding fee scale. The department may establish a sliding fee scale for the provision of community-based purchased services administered by the Bureau of Social Services.

A. The sliding fee scale shall be based on gross family income and family size.

B. Any fees charged as a result of implementing this subsection shall be paid to the provider of the service and shall be used by the provider for additional services of the same or related type for which the fees were paid.

Effective September 23, 1983.

---

---

## CHAPTER 293

S.P. 517 - L.D. 1538

### AN ACT Concerning Smoking in Nursing Homes.

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

22 MRSA §1825 is enacted to read:

§1825. Smoking in nursing homes

Residents, visitors and personnel in any nursing home licensed pursuant to this chapter may smoke only in specifically-designated areas of the nursing home.

Effective September 23, 1983.

---

---