

# MAINE STATE LEGISLATURE

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

AS PASSED BY THE

ONE HUNDRED AND TWELFTH LEGISLATURE

**FIRST REGULAR SESSION**

December 5, 1984 to June 20, 1985

Chapters 1-384

PUBLISHED BY THE REVISOR OF STATUTES IN ACCORDANCE WITH  
MAINE REVISED STATUTES ANNOTATED, TITLE 3, SECTION 163-A,  
SUBSECTION 4.

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J.S. McCarthy Co., Inc.  
Augusta, Maine  
1986

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

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FIRST REGULAR SESSION

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1985

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## CHAPTER 19

H.P. 98 - L.D. 123

AN ACT to Clarify Provisions Relating to  
Contributions by Participating Local  
Districts and to Provide for  
Collection of Delinquent  
Contributions.

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

5 MRSA §1092, sub-§7 is amended to read:

7. Contributions. The actuary of the retirement system shall compute the rates of contribution payable by employees, who become members under this section, in the same manner as if they were state employees; ~~and.~~ The actuary shall compute the contributions which would be payable annually by the participating local district on account of such members as though they were state employees, except that each. Each participating local district employing members participating in the retirement system shall also make a special accrued liability contribution on account of the participation of its employees in the retirement system, which shall be determined by an actuarial valuation of the accrued liability on account of such of its employees as elected to become members in the same manner as the accrued liability rate was originally determined for state employees. Such special accrued liability contribution, subject to such adjustment as may be necessary on account of any additional prior service credits awarded to employees of such participating local district, shall be payable ~~in lieu of~~ in the same way as the accrued liability contribution payable on account of state employees who are members of the retirement system. The expense of making ~~such the initial valuation determination of these contributions~~ shall be assessed against and paid by the participating local district on whose account it is made. The contributions so computed, together with a pro rata share of the cost of the administration of the retirement system, based upon the payroll of the employees, and the cost of each annual valuation shall be certified by the board of trustees to the chief fiscal officer of the participating local district, and the amounts so certified shall be a ~~charge against~~ paid by the participating local district. The chief fiscal officer of each such participating local district shall pay to the

Treasurer of State Maine State Retirement System the amount certified by the board of trustees as payable under this section, and the Treasurer of State shall credit such amounts shall be credited to the appropriate funds and accounts of the retirement system. Separate accounts shall be kept of the amounts so credited. Upon the retirement of any member of a participating local district the required reserves shall be transferred, as soon as accumulated, to the appropriate fund of the retirement system and become the property of the State Retirement System. Delinquent payments due under this subsection may be recovered by action in a court of competent jurisdiction against the participating local district liable therefor or may, at the request of the Maine State Retirement System, be deducted from any other money payable to that participating local district by any department or agency of the State.

Effective September 19, 1985.

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## CHAPTER 20

H.P. 226 - L.D. 260

### AN ACT to Provide Standards for a Waiver of Set-back Requirements under the Transportation Law.

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

23 MRSA §1401, sub-§4, as enacted by PL 1983, c. 393, is repealed and the following enacted in its place:

4. Provision waived. The commissioner, in his discretion, may, if he determines that highway safety and the public welfare will not be adversely affected by the reconstruction of a building in the general location of the previously existing building, waive the provision of subsection 2.

Effective September 19, 1985.

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