

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 384-End

AND AT THE

FIRST SPECIAL SESSION

November 13, 1985

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

J.S. McCarthy Co., Inc.
Augusta, Maine
1985

PUBLIC LAWS
OF THE
STATE OF MAINE

AS PASSED AT THE
FIRST REGULAR SESSION
CONTINUED

and

FIRST SPECIAL SESSION

of the

ONE HUNDRED AND TWELFTH LEGISLATURE

1985

2. Crime. A person is guilty of public drinking if:

A. After being forbidden to do so personally by a law enforcement officer, he drinks liquor in any public place knowing that he is not licensed or privileged to do so, unless he has been given permission to do so by the owner or authorized person; or

B. Within a municipality, he drinks liquor in any public place other than on state property within 150 feet of a notice posted conspicuously in the public place by the owner or authorized person which forbids drinking liquor in the public place, unless he has been given permission to do so by the owner or authorized person.

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

Effective June 28, 1985.

CHAPTER 475

S.P. 94 - L.D. 292

AN ACT Concerning Minimum Ordinary Death Benefits.

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

Sec. 1. 4 MRSA §1357, sub-§1, as enacted by PL 1983, c. 853, Pt. C, §§15 and 18, is amended to read:

1. Normal method of payment. All regular retirement allowances shall be paid for life in equal monthly installments, adjusted in the month which the death occurs to reflect the date of death, unless an alternative method of payment under one of the options of subsection 2 has been elected.

Upon the death of a former member who was in service as a judge prior to December 1, 1984, and who is 50 years of age or older on that date and who is the recipient of a retirement allowance under the normal method of payment, the surviving spouse who is the named beneficiary at the date of retirement shall become entitled to 1/2 of the amount being paid at the

time of his death which payment shall continue for the remainder of his lifetime.

Upon the death of a former member who was in service as a judge prior to December 1, 1984, and who is 50 years of age or older on that date and who becomes the recipient of a disability retirement allowance, his surviving spouse who is the named beneficiary shall become entitled to 1/2 the amount that he would have been entitled to as a service retirement allowance under the normal method of payment as of the date of his death.

Sec. 2. Application. This Act shall be applied retroactively to any former member of the Maine Judicial Retirement System who is retired, to whom this section would have been applicable, and who is living on the effective date of this Act. Any member who, at the time he retired elected an optional retirement allowance, may elect to change his selection to provide a retirement allowance under the normal method of payment. This shall entitle his surviving spouse who is the named beneficiary at the date of retirement to a retirement allowance which shall be equal to 1/2 of the amount being paid at the time of his death and which payment shall continue for the remainder of the surviving spouse's lifetime. The surviving spouse of any such former member who has died before the effective date of this Act shall be entitled to make that selection.

Sec. 3. Appropriation. The following funds are appropriated from the General Fund to carry out the purposes of this Act.

1986-87

MAINE STATE RETIREMENT
SYSTEM

Maine Judicial Retirement
System
All Other

\$259,214

Sec. 4. Effective date. This Act shall take effect on July 1, 1986.

Effective July 1, 1986.