

General Assistance

**Chapter 75**

**Adoption of Chapter 75, Appendices A – I of the Code of the Town  
of Millinocket**

**General Assistance**

§ 75.33 –(A) Appendix A - Total Monthly Allowed GA Maximums

§ 75.33.B.3.b Appendix B - Food Maximums

§ 75.33.B.4.g Appendix C - Housing Maximums

§ 75.33 -(C) Appendix D – Utilities

Appendix E – Heating Fuel

Appendix F – Personal Care & Household Supplies

§ 75.33.7.a, c – Baby Needs

Appendix G – Mileage

Appendix H – Funeral Maximums

26 MRS § 1043 (23), A (1-140, B (1-3) -Appendix I – Misconduct

[HISTORY: Adopted by the Town Council of the Town of Millinocket 12/23/2021 as  
Appendices of the Millinocket Code and to be effective on 1/23/2022.

**ORDINANCE #4-2021**

**PROVIDING FOR:** Amendments to Chapter 75, General Assistance, Code of the Town of Millinocket in Compliance with Title 22 M.R.S.A. §4305(4)

**BE IT ORDAINED** by the Town Council of Millinocket in Town Council assembled that the Millinocket Code, Chapter 75, by repealing Appendices A - H of the existing ordinance and replacing with Appendices A – I per the attached appendix; and

**IT IS FURTHER ORDERED** that this ordinance take effect 30 days after enactment.

1<sup>st</sup> Reading 12/9/2021

2<sup>nd</sup> Reading 12/23/2021

Council Approved 12/23/2021

Effective Date 1/23/2022

Attest Deane M. Latema

[For use when adopting updated appendices only without amending the body of an existing GA ordinance]

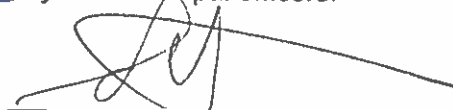
MUNICIPALITY OF Millinocket  
GENERAL ASSISTANCE ORDINANCE

Pursuant to 22 M.R.S. § 4305(1), the municipal officers of the Municipality of Millinocket, after notice and hearing, hereby amend the municipal General Assistance Ordinance by repealing and replacing appendices A through H of the existing ordinance with the attached appendices A through I, which shall be in effect from October 1, 2021 through September 30, 2022. This amendment will be filed with the Maine Department of Health & Human Services (DHHS) pursuant to 22 M.R.S. § 4305(4), and a copy of the ordinance and amended appendices shall be available for public inspection at the municipal office along with a copy of the 22 M.R.S. chapter 1161.

Signed this 23<sup>rd</sup> day of December, 2021, by the municipal officers:

STEVEN GOUES

(Print Name)

 Chairman  
(Signature)


Michael A. Madore

(Print Name)

Michael A. Madore Councilor  
(Signature)

Cody McEwen

(Print Name)

 Councilor  
(Signature)

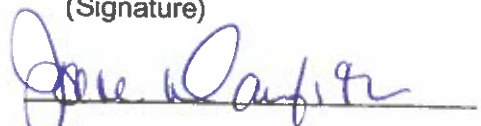
Louis Pelletier

(Print Name)

 Councilor  
(Signature)


Jane Danforth

(Print Name)

 Councilor  
(Signature)

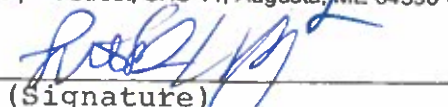
Charles Pray

(Please send a copy of the enactment page only to DHHS, 109 Capitol Street, SHS 11, Augusta, ME 04330-0011)

 Councilor  
(Signature)

Matthew Bragdon

(Print Name)

 Councilor  
(Signature)

**APPENDIX A**

**TOTAL MONTHLY ALLOWED GA MAXIMUMS**

<b>Person (s)</b>	<b>1</b>	<b>2</b>	<b>3</b>	<b>4</b>	<b>5</b>
<b>Penobscot(2021-2022)</b>	<b>748.00</b>	<b>750.00</b>	<b>992.00</b>	<b>1,243.00</b>	<b>1,357.00</b>
<b>(2019-2020)</b>	<b>741.00</b>	<b>742.00</b>	<b>981.00</b>	<b>1,229.00</b>	<b>1,341.00</b>

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\*Please Note: Add \$75 for each additional person

**NOTE: THIS WILL REPLACE THE TABLE IN CHAPTER 75,ARTICLEVI,  
SUBSECTION 75.33-(A).Page-7559.**

**APPENDIX B  
FOOD MAXIMUMS**

<b>Number in Household</b>	<b>Weekly Maximum</b>	<b>Monthly Maximum</b>
<b>1</b>	<b>58.14</b> (47.44)	<b>250.00</b> (204.00)
<b>2</b>	<b>106.74</b> (86.98)	<b>459.00</b> (374.00)
<b>3</b>	<b>153.02</b> (118.37)	<b>658.00</b> (509.00)
<b>4</b>	<b>194.19</b> (158.14)	<b>835.00</b> (680.00)
<b>5</b>	<b>230.70</b> (187.67)	<b>992.00</b> (807.00)
<b>6</b>	<b>276.74</b> (225.35)	<b>1,190.00</b> (969.00)
<b>7</b>	<b>306.05</b> (249.07)	<b>1,316.00</b> (1,071.00)
<b>8</b>	<b>349.77</b> (284.65)	<b>1,504.00</b> (1,224.00)

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Please Note: For additional persons, add \$188 per month  
Please Note: Last year amounts are in parentheses

**NOTE: THIS WILL REPLACE TABLE IN CHAPTER 75, ARTICLE VI,  
SUBSECTION 75.33.B.3.b, Page-7560.**

**APPENDIX C**  
**HOUSING MAXIMUMS**

(Heated & Unheated Rents)

Penobscot County Bedrooms	Unheated Weekly	Monthly	Heated Weekly	Monthly
<b>0</b>	<b>138.00</b> (137.00)	<b>595.00</b> (587.00)	<b>162.00</b> (160.00)	<b>695.00</b> (628.00)
<b>1</b>	<b>138.00</b> (137.00)	<b>595.00</b> (587.00)	<b>162.00</b> (160.00)	<b>695.00</b> (688.00)
<b>2</b>	<b>173.00</b> (171.00)	<b>746.00</b> (735.00)	<b>214.00</b> (211.00)	<b>920.00</b> (909.00)
<b>3</b>	<b>220.00</b> (217.00)	<b>946.00</b> (932.00)	<b>270.00</b> (266.00)	<b>1,159.00</b> (1,145.00)
<b>4</b>	<b>230.00</b> (227.00)	<b>990.00</b> (975.00)	<b>292.00</b> (288.00)	<b>1,254.00</b> (1,238.00)

\*Please Note: Last years amounts are in parentheses

**NOTE: THIS WILL REPLACE THE TABLE IN CHAPTER 75, ARTICLE VI, SUBSECTION 75.33.B.4.g, Page-7567.**

**APPENDIX D**

**UTILITIES**

**WITHOUT ELECTRIC HOT WATER**

<b>No. Household</b>	<b>Weekly</b>	<b>Monthly</b>
1	\$14.00	\$60.00
2	\$15.70	\$67.50
3	\$17.45	\$75.00
4	\$19.90	\$86.00
5	\$23.10	\$99.00
6	\$25.00	\$107.00

**NOTE\* FOR EACH ADDITIONAL PERSON ADD \$7.50 PER MONTH.**

**WITH ELECTRIC HOT WATER**

<b>No. Household</b>	<b>Weekly</b>	<b>Monthly</b>
1	\$20.65	\$89.00
2	\$23.75	\$102.00
3	\$27.70	\$119.00
4	\$32.25	\$139.00
5	\$38.75	\$167.00
6	\$41.00	\$176.00

**NOTE\* FOR EACH ADDITIONAL PERSON ADD \$10.00 PER MONTH.**

**NOTE: THIS WILL REPLACE THE TABLE IN CHAPTER 75, ARTICLE VI, SUBSECTION 75.33-(C). Page-7568**

APPENDIX E  
HEATING FUEL

<u>MONTH</u>	<u>GALLONS</u>	<u>MONTH</u>	<u>GALLONS</u>
September	50	January	225
October	100	February	225
November	200	March	125
December	200	April	125
		May	50



## APPENDIX F

### PERSONAL CARE & HOUSEHOLD SUPPLIES

No. Household	Weekly	Monthly
1-2	<b>10.50</b> (10.50)	<b>45.00</b> (45.00)
3-4	<b>11.60</b> (11.60)	<b>50.00</b> (50.00)
5-6	<b>12.80</b> (12.80)	<b>55.00</b> (55.00)
7-8	<b>14.00</b> (14.00)	<b>60.00</b> (60.00)

**NOTE: For each additional person add \$1.25 per week or \$5.00 per month.**

**BABY NEEDS**

<b>No. of Children</b>	<b>Weekly</b>	<b>Monthly</b>
1	<b>12.80</b> (12.80)	<b>55.00</b> (55.00)
2	<b>17.40</b> (17.40)	<b>75.00</b> (75.00)
3	<b>23.30</b> (23.30)	<b>100.00</b> (100.00)
4	<b>27.90</b> (27.90)	<b>120.00</b> (120.00)

**c. When an applicant can verify expenditures for the following items, a special supplement will be budgeted as necessary for households with children under six (6) (less than 5) years of age for items such as cloth or disposable diapers, laundry powder, oil, shampoo, and ointment up the following amounts:**

\*Please Note: Last years amount is in parentheses

**NOTE: THIS WILL REPLACE THE TABLE IN CHAPTER 75, ARTICLE VI, SUBSECTION 77.33.7.a, c, Page-7571**

## APPENDIX G

### Mileage Rate

This municipality adopts the State of Maine travel expense reimbursement rate as set by the Office of the State Controller. The current rate for approved employment and necessary medical travel etc. is 45 cents (45¢) per mile.

Please refer to the Office of State Controller for changes to this rate. Telephone: 626-8420 or visit: <http://www.state.me.us/osc>

**Funeral Maximums**

**Burial Maximums**

The maximum amount of general assistance granted for the purpose of burial is **\$1,475**.

The municipality's obligation to provide funds for burial purposes is limited to a reasonable calculation of the funeral director's direct costs, not to exceed the maximum amounts of assistance described in this section. Allowable burial expenses are limited to:

- removal of the body from a local residence or institution
- a secured death certificate or obituary
- embalming
- a minimum casket
- a reasonable cost for necessary transportation
- other reasonable and necessary specified direct costs, as itemized by the funeral director and approved by the municipal Administrator.

Additional costs may be allowed by the GA Administrator, where there is an actual cost, for:

- the wholesale cost of a cement liner if the cemetery by-laws require one;
- the opening and closing of the grave site; and
- a lot in the least expensive section of the cemetery. If the municipality is able to provide a cemetery lot in a municipally owned cemetery or in a cemetery under municipal control, the cost of the cemetery lot in any other cemetery will not be paid by the municipality.

**Cremation Maximums**

The maximum amount of assistance granted for a cremation shall be **\$1,025**.

The municipality's obligation to provide funds for cremation purposes is limited to a reasonable calculation of the funeral director's direct costs, not to exceed the maximum amounts of assistance described in this section. Allowable cremation expenses are limited to:

- removal and transportation of the body from a local residence or institution
- professional fees
- crematorium fees
- a secured death certificate or obituary
- other reasonable and necessary specified direct costs, as itemized by the funeral director and approved by the municipal administrator.

## **Appendix H**

**Effective: 10/01/21 to 09/30/22**

Additional costs may be allowed by the GA Administrator where there is an actual cost, for:

- a cremation lot in the least expensive section of the cemetery
- a reasonable cost for a burial urn not to exceed \$55
- transportation costs borne by the funeral director at a reasonable rate per mile for transporting the remains to and from the cremation facility.

### 26 MRS § 1043 (23)

23. Misconduct. "Misconduct" means a culpable breach of the employee's duties or obligations to the employer or a pattern of irresponsible behavior, which in either case manifests a disregard for a material interest of the employer. This definition relates only to an employee's entitlement to benefits and does not preclude an employer from discharging an employee for actions that are not included in this definition of misconduct. A finding that an employee has not engaged in misconduct for purposes of this chapter may not be used as evidence that the employer lacked justification for discharge.

A. The following acts or omissions are presumed to manifest a disregard for a material interest of the employer. If a culpable breach or a pattern of irresponsible behavior is shown, these actions or omissions constitute "misconduct" as defined in this subsection. This does not preclude other acts or omissions from being considered to manifest a disregard for a material interest of the employer. The acts or omissions included in the presumption are the following:

- (1) Refusal, knowing failure or recurring neglect to perform reasonable and proper duties assigned by the employer;
- (2) Unreasonable violation of rules that are reasonably imposed and communicated and equitably enforced;
- (3) Unreasonable violation of rules that should be inferred to exist from common knowledge or from the nature of the employment;
- (4) Failure to exercise due care for punctuality or attendance after warnings;
- (5) Providing false information on material issues relating to the employee's eligibility to do the work or false information or dishonesty that may substantially jeopardize a material interest of the employer;
- (6) Intoxication while on duty or when reporting to work, or unauthorized use of alcohol or marijuana while on duty except for the use of marijuana permitted under Title 22, chapter 558-C;
- (7) Using illegal drugs or being under the influence of such drugs while on duty or when reporting to work;
- (8) Unauthorized sleeping while on duty;
- (9) Insubordination or refusal without good cause to follow reasonable and proper instructions from the employer;
- (10) Abusive or assaultive behavior while on duty, except as necessary for self-defense;
- (11) Destruction or theft of things valuable to the employer or another employee;
- (12) Substantially endangering the safety of the employee, coworkers, customers or members of the public while on duty;
- (13) Conviction of a crime in connection with the employment or a crime that reflects adversely on the employee's qualifications to perform the work; or
- (14) Absence for more than 2 work days due to incarceration for conviction of a crime.

[PL2019, c. 125, §1 (AMD).]

B. "Misconduct" may not be found solely on:

- (1) An isolated error in judgment or a failure to perform satisfactorily when the employee has made a good faith effort to perform the duties assigned;
- (2) Absenteeism caused by illness of the employee or an immediate family member if the employee made reasonable efforts to give notice of the absence and to comply with the employer's notification rules and policies; or
- (3) Actions taken by the employee that were necessary to protect the employee or an immediate family member from domestic violence if the employee made all reasonable efforts to preserve the employment.

[PL 2019, c. 125, §1 (AMD).]