

# MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

One Hundred and Fifth Legislature

OF THE

STATE OF MAINE

Published by the Director of Legislative Research in accordance with  
the Revised Statutes of 1964, Title 3 Section 164, Subsection 6.

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THE KNOWLTON AND MCLEARY COMPANY  
FARMINGTON, MAINE  
1971

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PUBLIC LAWS  
OF THE  
STATE OF MAINE  
AS PASSED BY THE  
One Hundred and Fifth Legislature  
1971

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~~All~~ Except for service charges established under section 4355 which shall be collected as therein provided, all assessments and charges made under this chapter shall be certified by the municipal officers and filed with the tax collector for collection.

Effective September 23, 1971

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## Chapter 178

### AN ACT Relating to Candidates by Primary Election or Nomination Petition and Time for Filing Nomination Petition.

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

**Sec. 1. R. S., T. 21, § 441, sub-§ 2, additional.** Section 441 of Title 21 of the Revised Statutes is amended by adding a new subsection 2 to read as follows:

**2. Limitation.** A person may file as a candidate for any state or county office either by primary election or nomination petition, but not by both.

**Sec. 2. R. S., T. 21, § 491, sub-§ 2, additional.** Section 491 of Title 21 of the Revised Statutes is amended by adding a new subsection 2 to read as follows:

**2. Limitation.** A person may file as a candidate for any state or county office either by primary election or nomination petition, but not by both.

**Sec. 3. R. S., T. 21, § 492, sub-§ 10, repealed and replaced.** Subsection 10 of section 492 of Title 21 of the Revised Statutes is repealed and the following enacted in place thereof:

**10. Filing.** Persons filing for a primary election must file with the Secretary of State on or before April 1st of the election year in which it is to be used.

Persons filing as an independent candidate must file in the office of the Secretary of State prior to 9 p.m. on the date of primary election.

Effective September 23, 1971

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## Chapter 179

### AN ACT Relating to Permits for Kindling Out-of-door Fires.

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

**R. S., T. 12, § 1402, amended.** Section 1402 of Title 12 of the Revised Statutes, as amended by section 45 of chapter 226 and section 21 of chapter 513, both of the public laws of 1965, is further amended by adding at the end a new paragraph to read as follows:

This section shall not apply to the use of portable stoves which are fueled by propane gas, gasoline or sterno.

Effective September 23, 1971

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## Chapter 180

### AN ACT Relating to a Transfer of Municipalities from One School Administrative District to Another.

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

**Sec. 1.** R. S., T. 20, § 222, amended. Section 222 of Title 20 of the Revised Statutes, as amended, is further amended by adding at the end the following new paragraphs:

The State Board of Education is authorized to prepare agreements permitting municipalities to transfer from one School Administrative District to another, provided such transfers are requested by joint resolution of at least a majority of the directors of the districts involved. A municipality may only transfer to a district contiguous to it. The board shall prepare the agreement within a period of 60 days after the receipt of the resolution and such necessary extensions of time as may be granted by a majority of the directors of the districts involved. The board is authorized to employ competent advisors in preparing such an agreement. The board may designate a committee comprised of at least 4 members of the board to represent the board at a meeting with at least a majority of the directors of the districts involved held for the purpose of discussing proposed terms of the agreement of transfer. The committee shall give at least 10 days' notice of the time and place of such joint meeting with the directors, which notice shall be forwarded to the secretaries of the School Administrative Districts by registered mail. After such joint meeting, the committee shall notify the directors by registered mail of the time and place of a final meeting to discuss the agreement. The notice shall be mailed at least 10 days prior to the date set for such joint session.

The agreement of the board shall not be valid unless approved at annual or special district elections called for that purpose by an affirmative vote of a majority of voters in each district involved. The board shall determine the date upon which district elections shall be held. The board shall give written notice by registered or certified mail, at least 10 days before the date so set, which notice shall be sent directly to the secretaries of the districts. Except for time periods in subsection 2, paragraphs A and C, the procedure for holding district meetings shall be as specified in section 225. Such district elections shall be held within 45 days of the date of the final joint meeting of directors and the committee. The following question is to be used when a transfer of a municipality is considered:

“Article : Shall the district vote to permit the municipality of ..... to transfer into School Administrative District No. .... as a participating municipality of that district subject to the terms and conditions of the agreement of transfer prepared by the State Board of Education dated ..... 19.....  
Yes ..... No ..... (A copy of the agreement must be posted with each warrant which directs the citizens to vote upon the question.)