

MAINE STATE LEGISLATURE

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June 3, 1959

Kernit S. Nickerson, Dep. Comm.

Education

George A. Wathen, Assistant

Attorney General

Trustees of Eddington School District

I have your request dated April 13, 1959, for an opinion concerning the Charter of the Eddington School District.

Since I misunderstood your question, my answer of May 11, 1959, is not responsive to the question.

The two questions were:

- "1. Was it the intent of the act to have one member and only one member of the Superintending School Committee serving on the Board of Trustees?"

Answer: No.

Section 3 of Chapter 32 of the Private & Special Laws of 1955 provides:

" . . . The school board shall appoint its member within 2 weeks after each annual town meeting, and in case a vacancy should occur, a new member shall be chosen to take his place within 10 days. . . "

- "2. Is it legal for the committee to appoint another member of the Superintending School Committee to the Board of Trustees?"

Answer:

It appears that the intent of the act is that the school board shall appoint a member but this does not prohibit the town at its annual meeting from electing to the board of trustees a member of the superintending school committee. Therefore, it is possible that the town may elect one or more members of the superintending school committee to the office of trustee.

I trust this will give you the necessary information and if you have any further questions let me know.

George A. Wathen
Assistant Attorney General

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