

MAINE STATE LEGISLATURE

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(EMERGENCY)

ONE - HUNDRETH LEGISLATURE

Legislative Document

No. 1022

H. P. 734

House of Representatives, January 31, 1961

Referred to Committee on Education. Sent up for concurrence and ordered printed.

HARVEY R. PEASE, Clerk

Presented by Mr. Bearce of Bucksport.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SIXTY-ONE

**AN ACT Relating to School Administrative Districts Contracting for
Secondary Education with other Administrative Units.**

Emergency preamble. Whereas, acts of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, in order to provide secondary education for the pupils of many school administrative districts, it is essential that such district have the authority to contract for such education with other administrative units; and

Whereas, the following legislation is vital for the education of the youth of our State; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

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

Sec. 1. R. S., c. 41, § III-E, amended. The last paragraph of section III-E of chapter 41 of the Revised Statutes, as enacted by section 2 of chapter 353 of the public laws of 1959, is amended to read as follows:

'The School District Commission may, in addition to the power conferred in this section, approve the formation of a school administrative district which had not ~~more than 299 nor~~ less than 50 resident secondary pupils educated at public expense in grades 9 through 12 as indicated in the last return to the commissioner of Education under section 71, provided that on the date of the

approval there was on file with the commission a contract offer duly authorized and executed running to the proposed school administrative district from a municipality having 100 or more resident pupils educated at public expense in grades 9 through 12 as indicated on the last return to the commissioner of ~~Education~~ under section 71, to take and educate all pupils in grades 9 through 12 in the proposed school administrative district for a period of **from 5 to 20** years. Provided that in combination with the proposed school administrative district the total number of resident high school pupils to be educated in grades 9 through 12 exceeds 300.'

Sec. 2. R. S., c. 41, § III-E-1, amended. The 2nd paragraph of section III-E-1 of chapter 41 of the Revised Statutes, as enacted by section 3 of chapter 353 of the public laws of 1959, is amended to read as follows:

'The contract offer shall be reduced to writing and signed by the school board or superintending school committee or someone acting under their authority and shall include but not be limited to the following: It shall contain a provision that the offer may not be revoked for 9 months from the date thereof; a provision spelling out the formula or terms or conditions by which tuition shall be computed but that the tuition to be paid shall not exceed the legal tuition charge provided in this chapter; a provision that the contract offer when accepted shall run for a period of **from 5 to 20** years and that the contract upon its acceptance cannot be changed, altered or amended, or mutually rescinded except as permitted by special act of the Legislature.'

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