

# MAINE STATE LEGISLATURE

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ONE - HUNDRETH LEGISLATURE

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Legislative Document

No. 1271

H. P. 923

House of Representatives, February 7, 1961

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

HARVEY R. PEASE, Clerk

Presented by Mrs. Shaw of Chelsea.

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STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
SIXTY-ONE

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**AN ACT Relating to Procedure of Application for and Organization of School Administrative Districts.**

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

**Sec. 1. R. S., c. 41, § 111-F, sub-§ I, amended.** Subsection I of section 111-F of chapter 41 of the Revised Statutes, as enacted by section 1-B of chapter 364 of the public laws of 1957, is amended to read as follows:

**'I. Application. ~~The~~ At a duly called, special or regular, town meeting or city election, the** superintending school committees of the municipalities that desire to form a School Administrative District ~~shall~~ **may be instructed to** file an application with the School District Commission ~~setting and shall set~~ forth the names of the municipalities that propose to join to form said district. **The article to be inserted in the warrant shall be as follows: To see if the municipality will vote to instruct its superintending school committee to file an application with the Maine School District Commission for the purpose of forming a School Administrative District with the following towns, (naming them). The school committee shall file applications on a form to be prepared by the commission and shall furnish such other data as the commission may determine necessary and proper for its deliberations.'**

**Sec. 2. R. S., c. 41, § 111-F, sub-§ IV, amended.** The 3rd paragraph from the end of subsection IV of section 111-F of chapter 41 of the Revised Statutes, as enacted by section 1-B of chapter 364 of the public laws of 1957 and repealed and replaced by section 2 of chapter 443 of the public laws of 1957, is amended to read as follows:

'When affirmative action is taken in accordance with the preceding articles ~~in each of the participating municipalities~~, said district shall, upon the date that it takes over the operation of the public schools within its jurisdiction, become eligible to the benefits of sections 237-G and 237-H and become responsible for assessing in all the participating municipalities in the new School Administrative District, collecting and paying over to the trustees of the community school district each year the funds necessary to amortize all outstanding capital outlay indebtedness existing at the time when the operation of the community school district was suspended.'

**Sec. 3. R. S., c. 41, § III-F, sub-§ IV, amended.** The last paragraph of subsection IV of section III-F of chapter 41 of the Revised Statutes, as enacted by section I-B of chapter 364 of the public laws of 1957 and as repealed and replaced by section 2 of chapter 443 of the public laws of 1957, is amended to read as follows:

'Approval of each article in ~~each municipality~~ **the proposed district** shall be by a majority vote of those voting in ~~each municipality~~ **the proposed district** on each article.'

**Sec. 4. R. S., c. 41, § III-G, amended.** The first paragraph of section III-G of chapter 41 of the Revised Statutes, as enacted by section I-B of chapter 364 of the public laws of 1957 and repealed and replaced by section 2 of chapter 443 of the public laws of 1957, and amended by section 6 of chapter 353 of the public laws of 1959, is further amended to read as follows:

'When the residents of each of the municipalities have voted upon the formation of the proposed School Administrative District and all of the other questions submitted therewith, ~~the clerks of each of the municipalities shall make a return to the School District Commission in such form as the commission shall determine the town or city clerk in each of the municipalities voting shall, within 24 hours of the closing of the polls or town meetings, file a certified copy of the results of the voting on each of the articles or questions under consideration with the secretary of the Maine School District Commission. The commission shall total the yes votes and the no votes on each article or question under consideration in the proposed school administrative district and shall record the vote in the minutes of its meeting.~~ If the commission finds that a majority of the residents within ~~each of the municipalities~~ **the proposed district** involved, voting on each of the articles or questions submitted to them, have voted in the affirmative, and have elected the necessary school directors to represent each municipality, and that all other steps in the formation of the proposed School Administrative District are in order and in conformity with law, the commission shall make a finding to that effect and record the same upon its records. The School District Commission shall further assign a number to each School Administrative District so formed in the order of their formation in the following form, "School Administrative District No. \_\_\_\_\_," which shall be the official title of the School Administrative District.'