

MAINE STATE LEGISLATURE

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(EMERGENCY)

ONE HUNDRED AND FIRST LEGISLATURE

Legislative Document

No. 588

H. P. 389

House of Representatives, January 23, 1963

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

HARVEY R. PEASE, Clerk

Presented by Mr. Townsend of Baileyville.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SIXTY-THREE

AN ACT Relating to Superintending School Committee of Town of Baileyville.

Emergency preamble. Whereas, the annual town meeting of the Town of Baileyville is held the 4th Monday in March; and

Whereas, if this act is not passed as an emergency, it will not become effective in time for said annual town meeting; and

Whereas, it is very desirable that the provisions of this act be accepted at a special election prior to the annual town meeting in March, 1963; 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. Superintending school committee. The Town of Baileyville may increase the membership of the superintending school committee to 5 members.

The Town of Baileyville may choose by ballot at its annual town meeting 3 additional superintending school committee members to serve with the 2 members already in office, and shall fill vacancies arising therein at each subsequent annual town meeting.

The 3 members thus chosen shall be elected as follows: one member to serve 2 years and the other 2 members to serve 3 years; and thereafter the members shall be chosen by ballot at the annual meeting of the Town of Baileyville to

hold office for 3 years. Said committee may fill vacancies occurring between annual meetings, and the term of office of any member of the committee so chosen shall expire at the next annual meeting.

A vote of a majority of the full membership of the committee shall be required for the purpose of conducting business and exercising the powers of the committee and for all other purposes.

No member of the superintending school committee shall be employed as a teacher in any public school or contract high school or academy located within this supervisory union. In case any member of the superintending school committee shall remove from the town or be absent for more than 90 days, a vacancy shall be declared to exist and the remaining members shall, within 30 days thereafter, choose another member as hereinbefore provided. Whenever the remaining members fail to appoint a person to fill a vacancy, the same may be filled by election at a town meeting called for the purpose.

The superintending school committee shall designate 3 of its members to serve on the joint committee of the school union and they shall be empowered to designate any one member of the 3 to act for the entire group. The total vote or votes cast by such member or members at such meeting of the joint committee shall not exceed 3.

Emergency clause; referendum; effective date. In view of the emergency cited in the preamble, this act shall take effect when approved, only for the purpose of permitting its submission to the legal voters of the Town of Baileyville at a special town meeting to be called and held for the purpose not later than March 1, 1963. Such special town meeting shall be called, advertised and conducted according to the law relating to municipal elections, provided that the selectmen shall not be required to prepare, nor the town clerk to post, a new list of voters, and for the purpose of registration of voters said selectmen shall be in session 2 hours next preceding such special meeting.

The town clerk shall reduce the subject matter of this act to the following question: "Shall the Act Relating to Superintending School Committee of Town of Baileyville, passed by the 101st Legislature, be accepted?" The voters shall indicate by a cross or check mark placed against the words "Yes" or "No" their opinion of the same.

This act shall take effect for all the purposes hereof immediately upon its acceptance by a majority of the legal voters voting at said meeting; provided the total number of votes cast for and against the acceptance of this act at said meeting equaled or exceeded 20% of the total vote for all candidates for Governor cast in said town at the next preceding gubernatorial election.

The result of the vote shall be declared by the municipal officers of the Town of Baileyville and due certificate thereof shall be filed by the town clerk with the Secretary of State.