

MAINE STATE LEGISLATURE

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ONE HUNDRED AND FIRST LEGISLATURE

Legislative Document

No. 642

H. P. 437

House of Representatives, January 24, 1963

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

HARVEY R. PEASE, Clerk

Presented by Mr. Wood of Brooks.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SIXTY-THREE

AN ACT to Provide for the Dissolution of School Administrative District No. 3.

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

Sec. 1. Dissolution of School Administrative District No. 3. The organization of School Administrative District No. 3 is hereby dissolved as of October 1, 1963; provided, however, that its corporate existence, powers, duties and liabilities shall survive for the purpose of settling and closing its concerns, prosecuting and defending all pending actions and causes of action to which it is, or may be, a party and all needful process growing out of the same, including provisions for the payment of all judgments or debts which may be rendered against it or exist in favor of any creditor, and for the purpose of disposing of its property and dividing its capital. Vacancies which occur within the board of school directors of the said district shall continue to be filled in the manner provided by law so long as it is engaged in settling and closing its concerns.

Sec. 2. Superintending school committee. Prior to October 1, 1963, each of the several towns within the said School Administrative District shall cause to be chosen a superintending school committee of not less than three members, whose terms shall expire at the annual town meeting in succeeding years, which committees shall after October 1, 1963, perform all the duties required by statute of superintending school committees.

Sec. 3. Real estate. The title to all real estate presently vested in the said School Administrative District shall on October 1, 1963, by operation of law, pass to the town in which the real estate is situated; provided, however, that title to such real estate as was previously vested in a school district or community school district shall on that date, by operation of law, revert to the said school

district or community school district; the said school district or community school district shall on October 1, 1963, resume the powers, duties and liabilities granted to it at its incorporation, notwithstanding a suspension of its operation at the time of the organization of the said School Administrative District.

Sec. 4. Proceeds of fire insurance. On October 1, 1963, or within 20 days thereafter, the directors of the said School Administrative District shall pay over to Freedom Academy Community School District the sum which represents the proceeds of a certain fire insurance policy or policies heretofore paid to Freedom Academy Community School District and thereafter transferred by it to the said School Administrative District plus the interest earned upon the said proceeds during the period the said proceeds were held by the said School Administrative District.

Sec. 5. Liability. On and after October 1, 1963, the said School Administrative District shall have no further responsibility for the operation of public schools within the towns comprising the said School Administrative District and no further liability for amortizing the school indebtedness of the several towns and districts contracted prior to the time the several towns became members of the said School Administrative District. Any lease agreement between a municipality and the Maine School Building Authority, which lease agreement had at the organization of the said School Administrative District been by operation of law assigned to it, shall on October 1, 1963, by operation of law, be re-assigned to the municipality which originally entered into the said lease agreement. On and after October 1, 1963, the responsibility for operation of the public schools and the maintenance of school buildings shall be resumed by the respective towns, school districts and community school districts which had such responsibility prior to the time the respective towns became members of the said School Administrative District.

Sec. 6. Taxation. Each of the several towns comprising the said School Administrative District shall raise by taxation the entire amount required of it pursuant to the warrant issued by the school directors of the said School Administrative District in 1963, and the treasurer of each town shall pay $\frac{3}{4}$ of the said amount so raised to the said School Administrative District. The remainder of the amount raised pursuant to the said warrant may be appropriated by each town for any school purpose or purposes.

Sec. 7. Apportionment. For 1963 the Commissioner of Education shall apportion to each of the several towns comprising the said School Administrative District $\frac{1}{3}$ of the educational subsidy to which it would be entitled as a single town under the Revised Statutes of 1954, chapter 41, sections 237-D and 237-E.

Sec. 8. School supervisory union. On October 1, 1963, each of the several towns comprising the said School Administrative District shall, for the purpose of employing a superintendent of schools, again be allocated to the school supervisory union of which it was a member when the said town became a member of the said School Administrative District, subject from time to time to adjustment in the grouping of school administrative units in accordance with the Revised Statutes of 1954, chapter 41, section 77.

Sec. 9. Personal property. The directors of the said School Administrative

District shall on October 1, 1963, or within 60 days thereafter, sell and dispose of the personal property of the said School Administrative District at such prices as they shall deem expedient, either to the several towns comprising the district or to others. On or before December 31, 1963, the proceeds of such sales, together with all other funds held by the said directors and not required to discharge any indebtedness of the said School Administrative District shall be distributed by the said directors among the said towns in the proportion that the state valuation of each of the several towns bears to the total state valuation of the several towns.

Sec. 10. Application. Nothing contained herein shall prevent any of the several towns comprising the said School Administrative District from participating with others of the said towns, or with other municipalities, in the formation of a School Administrative District or districts pursuant to the Revised Statutes of 1954, chapter 41, section 111-F, or in the formation of a community school district or districts pursuant to said chapter 41, sections 112 and 113. The School District Commission may approve the formation of a school administrative district or districts which include two or more of the said towns irrespective of the number of resident high school pupils educated at public expense in grades 9 through 12.