

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

FIRST SPECIAL SESSION
(EMERGENCY)

ONE HUNDRED AND SECOND LEGISLATURE

Legislative Document

No. 1708

H. P. 1227

House of Representatives, January 17, 1966

The Committee on Education suggested.

JEROME G. PLANTE, Clerk

Presented by Mr. Benson of Southwest Harbor.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SIXTY-SIX

AN ACT Amending the Mount Desert Island Regional School District.

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

Whereas, the board of trustees and the regional school committee of said Mount Desert Island Regional School District have been appointed; and

Whereas, the board of trustees is now prepared to select and acquire a site and employ an architect for the regional high school contemplated by the creation of said district; and

Whereas, the regional school committee has proceeded to develop a program of educational requirements for said regional school; and

Whereas, it is necessary to clarify certain duties and powers of said trustees and regional school committee in order for the project to proceed without delay; 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. P. & S. L., 1963, c. 176, § 3, amended. Section 3 of chapter 176 of the private and special laws of 1963 is amended by inserting after the first sentence of the 2nd paragraph a new sentence to read as follows:

'To procure funds to pay current expenses incurred in anticipation of the issuance of bonds for capital outlay purposes, the district, through its trustees, is authorized to borrow money for temporary purposes and to issue therefor the interest-bearing, negotiable notes of the district not exceeding in amount \$100,000 outstanding at any one time, which said notes shall be payable not later than one year from the date thereof.'

Sec. 2. P. & S. L., 1963, c. 176, § 6, amended. Section 6 of chapter 176 of the private and special laws of 1963 is amended by adding at the end a new sentence to read as follows:

'In addition to other duties assigned to the superintendent, he shall serve as treasurer of the regional school committee and shall give bond to the district in such sum and with such sureties as the committee may determine.'

Sec. 3. P. & S. L., 1963, c. 176, § 14, amended. Section 14 of chapter 176 of the private and special laws of 1963 is amended to read as follows:

Sec. 14. Authority to receive property; right of eminent domain conferred. The Mount Desert Island Regional School District is ~~hereby~~ authorized to receive from any of the towns in said district, and said towns are ~~hereby~~ authorized to transfer and convey to said district, any property, real, personal or mixed, now or hereafter owned or held by them and any sums of money or other assets which the said towns have raised or may raise either by taxation, borrowing or otherwise. Before transferring and conveying any of said property or turning over any of said funds or assets, the municipal officers of the town shall be duly authorized to do so by a majority vote of the legal voters present at any annual or special town meeting, the call for which shall have given notice of the proposed action. The said school district is ~~hereby~~ authorized to sell, transfer, convey or exchange property so received.

The said school district is authorized to take and hold by the exercise of the right of eminent domain any land or real estate or easement therein necessary to carry out the purposes of this Act. When the location of said land, or real estate or easement therein has been determined by a vote of the trustees, and the owner thereof refuses to sell, or the parties are unable to agree on a price within 60 days of the first offer, or the owner resides without the State and has no authorized agent or attorney therein, the trustees may take and acquire said property in the same manner as is provided for School Administrative Districts under the Revised Statutes of 1964, Title 20, sections 3562-A et seq., as enacted by section 1 of chapter 241 of the public laws of 1965.'

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