

MAINE STATE LEGISLATURE

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ONE HUNDRED AND FOURTH LEGISLATURE

Legislative Document

No. 536

S. P. 162

In Senate, February 4, 1969

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

JERROLD B. SPEERS, Secretary

Presented by Senator Katz of Kennebec.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SIXTY-NINE

AN ACT to Correct Errors and Inconsistencies in the Education Laws.

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

Sec. 1. R. S., T. 20, § 154, amended. The 7th sentence of section 154 of Title 20 of the Revised Statutes is amended to read as follows:

The amount so paid for the benefit of a single supervisory unit shall not exceed \$350 annually and shall be in addition to other payments made to said superintendent as provided in this section ~~and the amount so available for the equalization of such expenses shall not exceed 1/5 of the appropriation for superintendence.~~

Sec. 2. R. S., T. 20, § 155, amended. The last paragraph of section 155 of Title 20 of the Revised Statutes is amended to read as follows:

When a ~~town~~ unit having more than 75 teachers under its care and custody shall remove itself from an existing school union **or supervisory combination** composed of not more than 2 ~~towns~~ units, the remaining ~~town~~ unit shall, with the consent of its school committee members and the State Board of Education, be treated as though said remaining ~~town~~ unit had more than 75 teachers under its care and custody, provided that said remaining ~~town~~ unit has more than 40 teachers under its care and custody.

Sec. 3. R. S., T. 20, § 856, amended. The last paragraph of section 856 of Title 20 of the Revised Statutes, as amended by section 9 of chapter 425 of the public laws of 1967, is further amended to read as follows:

Administrative units shall pay for the necessary repairs of school buildings and the improvement and maintenance of school yards and playgrounds out

of a sum or sums of money raised and appropriated for ~~that purpose, which shall be assessed like other money and shall be a part of the amount which administrative units are required by law to raise, assess and expend for the support of schools~~ the support of public schools as provided in section 3721, subsection 2.

Sec. 4. R. S., T. 20, § 859, amended. The first sentence of the last paragraph of section 859 of Title 20 of the Revised Statutes is amended to read as follows:

Notwithstanding the provisions of this section, summer schools operated by public school administrative units may charge tuition, not exceeding the school's per capita cost for the preceding summer, **except that when a summer school is operated for the benefit of 2 or more public school administrative units, and when the summer school is operated by one of the other public school administrative units the following summer, the school administrative unit may charge tuition not exceeding the per capita cost of the school which served its students during the preceding summer.**

Sec. 5. R. S., T. 20, § 961, repealed and replaced. Section 961 of Title 20 of the Revised Statutes, as amended by section 19 of chapter 425 of the public laws of 1967, is repealed and the following enacted in place thereof:

§ 961. School records

The school committee or school directors shall require the maintenance by a person or persons designated by them of accurate attendance records of all pupils who attend a public school in the school administrative unit. The records shall contain the name of each pupil who enters the school, his date of birth, the dates when he entered and left the school, the number of days attended and the number of times late for school. The records shall, at all times, be open to the inspection of the school committee or school directors. The person or persons designated to maintain the records shall provide to the board of directors or school committee data they request at the end of each school year and at such times during the school year as they may require.

Sec. 6. R. S., T. 20, § 1051, amended. Section 1051 of Title 20 of the Revised Statutes is amended to read as follows:

§ 1051. Acceptance and compliance with federal law

The State having accepted the provisions and benefits of the Act of Congress entitled "An Act to Provide Assistance to the States in the Establishment, Maintenance, Operation and Expansion of School-Lunch Programs and for Other Purposes" approved June 4, 1946, will observe and comply with said Act, and with any Acts amendatory thereof or supplementary thereto.

Sec. 7. R. S., T. 20, § 1052, amended. Section 1052 of Title 20 of the Revised Statutes, as amended by Section 10-A of chapter 425 of the public laws of 1967, is further amended to read as follows:

§ 1052. Acceptance of Child Nutrition Act of 1966

The State having accepted the provisions and benefits of the Act of Congress entitled "The Child Nutrition Act", approved October 11, 1966, will observe and comply with said Act, and with any Acts amendatory thereof or supplementary thereto.

Sec. 8. R. S., T. 20, § 1054, amended. Section 1054 of Title 20 of the Revised Statutes, as amended by section 10-C of chapter 425 of the public laws of 1967, is further amended to read as follows:

§ 1054. Treasurer of State as custodian

The Treasurer of State is designated custodian of all moneys received by the State from the Federal Government for establishment, maintenance, operation and expansion of food service programs and he shall receive and provide for the proper custody of such moneys and disburse such money on requisition of the commissioner to school committees and board of directors of public schools and to administrative officers of service institutions as defined in Public Law 90-302.

Sec. 9. R. S., T. 20, § 1281, sub-§ 2, amended. Subsection 2 of section 1281 of Title 20 of the Revised Statutes is amended by adding at the end, the following sentences:

When the board of directors, school committee or trustees of an approved academy wish to schedule classes for fewer than 200 minutes per week, a proposal shall be submitted to the commissioner not later than April 1st of the preceding school year. The commissioner shall grant or withhold approval.

Sec. 10. R. S., T. 20, § 1281, sub-§ 4, repealed and replaced. Subsection 4 of section 1281 of Title 20 of the Revised Statutes is repealed and the following enacted in place thereof:

4. Certified teachers. It employs only certified teachers.

Sec. 11. R. S., T. 20, § 1281, sub-§ 8, amended. The first sentence of subsection 8 of section 1281 of Title 20 of the Revised Statutes is repealed and the following enacted in place thereof:

The requirements for graduation shall include American history and 4 years of English in a planned program approved by the Commissioner of Education.

Sec. 12. R. S., T. 20, § 1391, amended. Section 1391 of Title 20 of the Revised Statutes is amended to read as follows:

§ 1391. Attendance at public schools

Any child between the ages of 5 and 21 who resides at a private tax-exempt institution within this State shall have the right to attend the public schools in the administrative unit in which such institution is located under the same conditions as pupils residing in such administrative unit, and shall for the purposes of this section be classed as resident pupils, ~~except that if the number of such children in any administrative unit shall exceed 10% of the total public school enrollment in such administrative unit~~ and the administrative unit shall be paid from the appropriation for general-purpose aid the net local cost of educating such children at each elementary or secondary school at-

tended by them. The net local cost of educating such children shall include only those school operating expenses paid by the administrative unit on account of such children enumerated in section 372I, subsection 2, and shall be computed for each school on the basis of financial reports and school enrollment figures required by and filed with the commissioner during each school year ending June 30th. ~~Payments shall be made to each administrative unit annually during the month of December following the end of the school year.~~

Sec. 13. R. S., T. 20, § 1753, amended. The 2nd sentence of section 1753 of Title 20 of the Revised Statutes is repealed, as follows:

~~All state certificates granted before July 12, 1913 shall continue in force in accordance with the terms stated therein.~~

Sec. 14. R. S., T. 20, § 2356-A, sub-§ 2, amended. Subsection 2 of section 2356-A of Title 20 of the Revised Statutes, as enacted by section 3 of chapter 440 of the public laws of 1965, is amended to read as follows:

2. Approval of State Board of Education. It shall be established, maintained and operated only in accordance with a plan approved by the State Board of Education ~~as to~~ **including a survey of educational need, employment opportunities,** scope of program to be offered, location and area to be served.

Sec. 15. R. S., T. 20, § 2452, sub-§ 2, amended. The last sentence of subsection 2 of section 2452 of Title 20 of the Revised Statutes, as last repealed and replaced by section 6 of chapter 540 of the public laws of 1967, is amended to read as follows:

Notwithstanding sections 1289 and 1291, when a student who has school privileges in an administrative unit ~~not maintaining an approved secondary school~~ completes an approved driver education course in an approved academy, special subsidy of \$15 will be paid to the administrative unit, which shall pay such subsidy to the trustees or officers in charge of the said academy.

Sec. 16. R. S., T. 20, § 2904, sub-§ 6, amended. Subsection 6 of section 2904 of Title 20 of the Revised Statutes, as enacted by section 1 of chapter 452 of the public laws of 1967, is amended to read as follows:

6. Other necessary things. Do such other things as may be necessary or incidental to the administration of any of its authority or functions pursuant to ~~his~~ **this** compact.

Sec. 17. R. S., T. 20, § 3724, repealed. Section 3724 of Title 20 of the Revised Statutes, as enacted by chapter 532 of the public laws of 1967, is repealed.