

MAINE STATE LEGISLATURE

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(EMERGENCY)
(NEW TITLE)
NEW DRAFT OF H. P. 1398, L. D. 1754
FIRST SPECIAL SESSION

ONE HUNDRED AND FOURTH LEGISLATURE

Legislative Document

No. 1827

H. P. 1451 House of Representatives, January 29, 1970
Reported by Mr. Richardson from Committee on Education. Printed under
Joint Rules No. 18.

BERTHA W. JOHNSON, Clerk

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
AND SEVENTY

**AN ACT Permitting the Town of Winterport to Join School Administrative
District #22 or School Administrative District #56 Under Certain Conditions.**

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

Whereas, there is an immediate need for adequate school facilities to house the secondary students of Winterport; and

Whereas, a hardship would be created in either School Administrative District #22 or School Administrative District #56 without the provisions of this Act; 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:

Town of Winterport to join School Administrative District. Notwithstanding any other provision of the Revised Statutes, Title 20 to the contrary, the State Board of Education is directed to prepare an agreement whereby the town of Winterport may be added to either School Administrative District #22 or School Administrative District #56. The board shall set the time

and the date when the agreement shall be submitted to the voters of the town of Winterport and to the voters of either district. The directors of the district shall post a warrant for action on the agreement and conduct the meeting in the same manner as is required by the Revised Statutes, Title 20, section 226. The town clerk of the municipality shall immediately file a return with the State Board of Education certifying the results of the vote, and the secretary of the School Administrative District shall certify the results of the district vote. If the board finds that a majority of the citizens in Winterport and a majority of the citizens in either District #22 or District #56 have approved the terms of the agreement, the board shall make a finding of fact to that effect and shall forthwith issue an amended certificate of organization which shall be conclusive evidence of the lawful organization of the enlarged district.

As soon as an amended certificate of organization has been issued by the State Board including the town of Winterport in either School Administrative District #22 or School Administrative District #56, the board of directors of the enlarged district is authorized to issue bonds or notes in an amount not to exceed \$250,000 for the purpose of adding the required facilities to accommodate the secondary students from the town of Winterport. The agreement prepared by the State Board of Education shall contain a provision that the town of Winterport agrees to pay 42% of the cost of the additional facilities not to exceed \$105,000 in addition to its regular annual school assessment. The district shall be reimbursed from funds appropriated for school construction aid 58% of the cost of the additional facilities not to exceed \$145,000. The \$250,000 authorized under this Act shall be exempt from the debt limitations imposed by statute on either District #22 or District #56.

The State Board of Education is authorized to write into the agreement any method of sharing costs that has been approved by a majority of the boards of selectmen and school committee or directors meeting in joint session. The board is authorized to set the time and place for the joint meeting of selectmen and school committee and directors.

Nothing contained in this Act shall limit the number of times that the town of Winterport and either School Administrative District #22 or School Administrative District #56 may vote on an agreement prepared by the State Board of Education to add Winterport to the district under the conditions of this Act or such other conditions as may be approved by the board.

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