

# MAINE STATE LEGISLATURE

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(EMERGENCY)  
New Draft of: S. P. 34, L. D. 82

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ONE HUNDRED AND FIFTH LEGISLATURE

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**Legislative Document**

**No. 548**

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S. P. 197

In Senate, February 4, 1971

Reported by Senator Katz of Kennebec from Committee on Education and printed under Joint Rules No. 18.

HARRY N. STARBRANCH, Secretary

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STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
SEVENTY-ONE

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**AN ACT to Validate Certain Proceedings Authorizing the Issuance of  
Bonds and Notes by School Administrative District No. 75.**

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

Whereas, the management and control of the public schools located in the Towns of Bowdoin, Bowdoinham, Harpswell and Topsham have been assumed by School Administrative District No. 75 which embraces the territory in said municipalities; and

Whereas, the school facilities of the District are inadequate and overcrowded and it is imperative that construction of a new secondary school for grades 7 through 12 in the Town of Topsham continue without further delay; and

Whereas, funds for capital outlay purposes are or will shortly be required by said School Administrative District in order to complete such additional school facilities; and

Whereas, at district meetings held on June 16, 1969, June 15, 1970, and October 5, 1970, the voters of School Administrative District No. 75 voted to authorize the school directors of said district to issue bonds or notes for capital outlay purposes for the construction of such school facilities, which construction is now in progress; and

Whereas, doubt exists whether certain of the warrants issued in connection with said district meetings held on June 16, 1969, and June 15, 1970

complied with the applicable requirements of law, particularly in respect of the failure to notify the voters as to the office hours of the registrars of voters as provided in the Revised Statutes, Title 21, and the hours when the polls would be open thus raising doubts as to the legality of certain of the proceedings to authorize the issuance of bonds and the signing of contracts and other action taken in connection with said construction; and

Whereas, doubt also exists whether the district meeting of October 5, 1970 removed the above-mentioned problems; 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:

**Authorization.** School Administrative District No. 75, composed of the residents of and the territory within the Towns of Bowdoin, Bowdoinham, Harpswell and Topsham, is authorized to incur indebtedness not exceeding the principal amount of \$4,500,000 for capital outlay purposes under and pursuant to the applicable provisions of the Revised Statutes, Title 20, section 304, as amended, without the necessity of further proceedings in the member towns, said indebtedness consisting of not exceeding \$4,500,000 bonds or notes of said district as authorized at the district meeting held in the member towns of Bowdoin, Bowdoinham, Harpswell and Topsham on June 16, 1969 and June 15, 1970. The proceedings taken in the aforesaid district meetings held on June 16, 1969 and June 15, 1970, and all action heretofore taken pursuant thereto by the school directors, officers and agents of said district are confirmed, validated and made effective, and the proceedings taken in the district meeting held on October 5, 1970 are declared null and of no affect.

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

#### STATEMENT OF FACT

The intent of this legislation is reflected in the emergency preamble.