

# MAINE STATE LEGISLATURE

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ONE HUNDRED AND SIXTH LEGISLATURE

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Legislative Document

No. 767

H. P. 557

House of Representatives, Feb. 12, 1973

Speaker laid before the House and on motion of Mr. Martin of Eagle Lake, referred to the Committee on Human Resources. Sent up for concurrence and ordered printed.

E. LOUISE LINCOLN, Clerk

Presented by Mr. Mills of Eastport.

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STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
SEVENTY-THREE

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**AN ACT Relating to Schooling of Indian Children.**

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

**Sec. 1. R. S., T. 22, c, 1352-A, additional.** Title 22 of the Revised Statutes is amended by adding a new chapter 1352-A, to read as follows:

**CHAPTER 1352-A**

**SCHOOL COMMITTEE**

§ 4741. School committee

The Passamaquoddy Tribe of Indian Township, the Passamaquoddy Tribe of Pleasant Point and the Penobscot Tribe of Indian Island shall each be authorized to elect by popular election a school committee of not more than 5 tribal members to provide educational and cultural services for its residents. It shall be the responsibility of the school committee to approve all programs, expenditures of funds and procurement of personnel in accordance with the general laws applying to public schools. Should any reservation fail to elect a school committee, the Commissioner of Educational and Cultural Services shall provide for the education of students on that reservation in the same manner as is done for unorganized territory students.

§ 4742. Superintendent

The Indian school committees shall jointly, in a manner agreed upon by all the committees, select a superintendent of schools, subject to the approval of the Commissioner of Educational and Cultural Services, whose duties shall be the same as public school superintendents under the general law.

The school committees shall determine the terms of employment for the superintendent, including compensation and length of contract, subject to the approval of the Commissioner of Educational and Cultural Services.

§ 4743. Personnel and fiscal policies

Each school committee may establish personnel regulations and a system for purchases and accounting in accordance with the general law as it applies to other administrative units.

**Sec. 2. R. S., T. 20, § 1452, repealed.** Section 1452 of Title 20 of the Revised Statutes, as amended by section 1 of chapter 450 of the public laws of 1965, is repealed.

**Sec. 3. R. S., T. 22, §§ 4774-A, 4839 and 4840, repealed.** Section 4774-A, as enacted by section 1 of chapter 383 of the public laws of 1971, section 4839, as enacted by chapter 463 of the public laws of 1969 and section 4840, as enacted by section 1 of chapter 384 of the public laws of 1971, of Title 22 of the Revised Statutes, are repealed.

#### STATEMENT OF FACT

The purpose of this bill is to consolidate all statutes regarding Indian education in order to eliminate current inconsistencies.