

MAINE STATE LEGISLATURE

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STATE OF MAINE
SENATE
106TH LEGISLATURE

COMMITTEE AMENDMENT "A" to S.P. 417, L.D. 1378, Bill, "AN ACT to Correct Errors and Inconsistencies in the Education Laws."

Amend said Bill by inserting after section 20 a new section 20-A, to read as follows:

'Sec. 20-A. R. S., T. 20, § 225, sub-§2, ¶ A, amended. Paragraph A of subsection 2 of section 225 of Title 20 of the Revised Statutes, as repealed and replaced by section 1 of chapter 196 of the public laws of 1971, and as amended, is further amended by adding at the end a new sentence to read as follows:

When requested by 10% of the number of voters voting for the gubernatorial candidates at the last state-wide election in the municipalities comprising the district, the directors shall call a district meeting, placing before the voters the specific school construction article which has been requested by the petitioners.'

Further amend said Bill by inserting after section 20 a new section 20-B, to read as follows:

'Sec. 20-B. R. S., T. 20, § 226, sub-§ 4, ¶ A, amended. Paragraph A of subsection 4 of section 226 of Title 20 of the Revised Statutes, as amended by section 3 of chapter 611 of the public laws of 1971, is further amended to read as follows:

A. Each person whose name appears on the municipal voting list of the municipalities and resides within said municipalities within the district may attend and vote at a district budget meeting. The town or city clerk shall deliver to the secretary of the

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School Administrative District, prior to the district budget meeting, a certified corrected copy of the voting list of the residents of the member municipality of the district.'

Further amend said Bill by inserting after section 25 a new section 25-A, to read as follows:

'Sec. 25-A. R. S., T. 20, § 352, amended. The 3rd and 4th paragraphs of section 352 of Title 20 of the Revised Statutes are amended to read as follows:

When the corporation is thus organized, the trustees shall make a return to the ~~Secretary-of-State~~ State Board of Education setting forth the fact of the organization of the district, the names of the trustees and the officers thereof, the amount of property it is authorized to acquire and hold and the amount of its borrowing power.

If the ~~Secretary-of-State~~ State Board finds that the community school district has been organized and the trustees thereof elected or appointed, according to law, ~~he~~ the commissioner shall issue to it a certificate of organization and such certificate shall be conclusive evidence of the lawful organization of the community school district and of the election or appointment of the trustees thereof. Whenever the membership of a community school district is changed, by the addition of new territory or by appointment, election or resignation of trustees or otherwise, a return to that effect shall promptly be so filed. A copy, certified by the ~~Secretary-of-State~~ commissioner, of a return so filed shall be conclusive evidence of the change in the community school district or in the membership thereof.'

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Further amend said Bill by inserting after section 31 a new section 31-A, to read as follows:

'Sec. 31-A. R. S., T. 20, § 1292, amended. The next to the last sentence of the first paragraph of section 1292 of Title 20 of the Revised Statutes is amended to read as follows:

The allowable insured value factor which may be included in the tuition charge may not exceed \$75 per pupil in any one year, except when a joint board has approved the construction of facilities at a private school and the repayment schedule requires an expenditure of more than \$75 per pupil per year, the trustees may include as a part of the tuition contract a charge in excess of \$75 per pupil per year during the life of the indebtedness on the construction.'

Further amend said Bill by inserting after section 40 a new section 40-A, to read as follows:

'Sec. 40-A. R. S., T. 20, § 1951, amended. The 2nd sentence of section 1951 of Title 20 of the Revised Statutes, as enacted by chapter 211 of the public laws of 1969, is repealed and the following enacted in place thereof:

Each administrative unit which employs such certified teachers who have accumulated sick leave in the teacher's immediately previous position in a public school system within the State shall accept up to 20 days of such sick leave to be transferred to the employing administrative unit. Such sick leave shall be credited and made effective upon achieving continuing contract status in the employing unit, provided that there shall have been no break in service in such teacher's public school employment within the State and that such teacher was eligible to receive such sick leave in his previous position at the time of his termination of employment.' (Filing No. S-127)

Further amend said Bill by inserting after section 49, 3 new sections 49-A, 49-B and 49-C, to read as follows:

'Sec. 49-A. R. S., T. 20, § 3452, amended. The first paragraph ^{last} of section 3452 of Title 20 of the Revised Statutes, as/repealed and replaced by section 66 of chapter 622 of the public laws of 1971, is amended to read as follows:

For the purposes of this chapter, chapters 117, 207, 209, 211 and 512, and sections 522, 851, 1292, 2356-A to 2356-H and 3457 to 3460, the following terms are defined:

Sec. 49-B. R. S., T. 20, § 3452, sub-§ 1, amended. Subsection 1 of section 3452 of Title 20 of the Revised Statutes is amended to read as follows:

1. Administrative unit. "Administrative unit" shall include all municipal or quasi-municipal corporations responsible for operating public schools, excepting any portion of a federal reservation or installation within the boundaries of the unit.

Sec. 49-C. Effective date. Sections 49-A and 49-B shall become effective July 1, 1974.'

Further amend said Bill by inserting after section 53 a new section 53-A, to read as follows:

'Sec. 53-A. R. S., T. 20, § 3732, amended. The first sentence of the 3rd paragraph of section 3732 of Title 20 of the Revised Statutes, as enacted by section 13 of chapter 589 of the public laws of 1969, is amended to read as follows:

Definition of pupils: The number of resident pupils on October 1st and April 1st for the fiscal year preceding the convening of the

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Legislature shall be averaged and used for all computations required in this chapter; any student graduating from grade 12 during the school year prior to April 1st shall be counted as though he were in attendance on April 1st of that year.'

Statement of Fact

The purpose of this amendment is to correct additional inconsistencies in the Education Laws.

Reported by the Committee on Education.

Reproduced and distributed pursuant to Senate Rule 11 A.

May 16, 1973. (Filing No. S-127).