

# MAINE STATE LEGISLATURE

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ONE HUNDRED AND SIXTH LEGISLATURE

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Legislative Document

No. 1512

H. P. 1175

House of Representatives, March 19, 1973

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

E. LOUISE LINCOLN, Clerk

Presented by Mr. Walker of Island Falls.

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STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
SEVENTY-THREE

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**AN ACT Validating a Community School District Consisting of the Towns of Crystal, Dyer Brook, Island Falls, Merrill, Oakfield and Smyrna.**

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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 community school district consisting of the Towns of Crystal, Dyer Brook, Island Falls, Merrill, Oakfield and Smyrna has a critical need for new construction to consolidate their elementary and secondary schools; and

Whereas, the statute relating to community school districts was not explicit in all details as to procedures in the formation of the district; and

Whereas, this lack of direction in the statute may have resulted in some technical deficiencies in procedure; 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:

**Sec. 1. Community school district consisting of Towns of Crystal, Dyer Brook, Island Falls, Merrill, Oakfield and Smyrna reconstituted.** The community school district consisting of the Towns of Crystal, Dyer Brook, Island Falls, Merrill, Oakfield and Smyrna is reconstituted and established and the proceedings in the member municipalities are validated. The municipalities

of Crystal, Dyer Brook, Island Falls, Merrill, Oakfield and Smyrna are constituted to be and to have been since March 12, 1973, a community school district with all the powers, privileges and franchises granted to community school districts according to the Revised Statutes of 1964, Title 20, sections 351 to 364. The proceedings taken in the town meetings held in the municipalities of Crystal, Dyer Brook, Island Falls, Merrill, Oakfield and Smyrna, wherein it was voted to join in the formation of a community school district and approve annual budgets in accordance with the Revised Statutes of 1964, Title 20, section 362, are validated, confirmed and made effective.

**Sec. 2. Validation of appointment and proceedings of school trustees and action by officers and agents.** The school trustees of the community school district consisting of the Towns of Crystal, Dyer Brook, Island Falls, Merrill, Oakfield and Smyrna, selected in the said municipalities to serve as such, are declared to be and to have been duly selected, and all of the proceedings of the board of trustees of said district as said board was from time to time constituted and as shown by the records of said district, and all of the action duly taken in accordance therewith by the officers and agents of said district with regard to the issuance of capital outlay bonds or notes or any borrowing in anticipation of the sale thereof, or the preparation, presentation and acceptance of any school budget or any borrowing for current operating expenses, are validated, confirmed and made effective.

**Sec. 3. Amendments.** Any amendments of, additions to, or changes in the Revised Statutes, Title 20, chapter 11 which may hereafter be enacted shall, unless otherwise specifically provided therein, be deemed to apply to and to govern the community school district consisting of the Towns of Crystal, Dyer Brook, Island Falls, Merrill, Oakfield and Smyrna.

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

### STATEMENT OF FACT

The municipal and school officials of the Towns of Crystal, Dyer Brook, Island Falls, Merrill, Oakfield and Smyrna posted warrants and followed procedures in full compliance with the statutes as they understood the procedures. Because the statutes are not explicit in many areas, in the interests of the communities, validation is necessary in order that there can be no question regarding the future issuance of bonds and notes in the construction of facilities and in the operation of the district.