

MAINE STATE LEGISLATURE

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STATE OF MAINE
HOUSE OF REPRESENTATIVES (Filing No. H-688)
109TH LEGISLATURE
FIRST REGULAR SESSION

HOUSE AMENDMENT"^B to SENATE AMENDMENT" B " to S.P. 581,
L.D. 1639, Bill, "AN ACT to Make Additional Corrections of
Errors and Inconsistencies in the Laws of Maine."

Amend the amendment in Part B by inserting after
section 21-A the following:

Sec. 22. 20 MRSA §§3562-B and 3562-C, as enacted
by PL 1965, c. 241, §1, are repealed and the following enacted
in their place:

§3562-B. Condemnation by community school district

When the location of a school lot has been determined by a
vote of the legal voters of a Community School District, upon the
recommendation of the Board of Trustees, and the owner of that
property refuses to sell, or, the owner resides outside of
the State and has no authorized agent or attorney in the/ the
Board of Trustees may take and acquire a lot for the erection of,
or an addition to, a school building and requisite playgrounds,
not exceeding 25 acres for any one project, and appraise the
damages sustained by the owner, as is provided for laying out
county ways by Title 23, sections 2052 and 2054, except that no

notice need be given to the Department of Transportation, and on pay-
ment or tender of those damages, or if the owner does not reside
in the State, upon depositing those damages in the treasury of the
county for his use, the Community School District may take that
lot to be held and used for the purposes set out in this section.
The trustees
shall then, within 30 days after payment, tender or
deposit of those damages, cause a description of the lot as laid
out by them and a plan of the lot to be recorded in the registry of
deeds where the land lies, and notify the recorded owner by serv-
ing, in the usual manner as provided for the commencement in
civil actions as provided by law, upon him a certified copy of
the vote of the municipal officers which provides for the
taking.

§3562-C. Reversion

When the schoolhouse lot, taken under either section 3562,
3562-A or 3562-B has ceased to be used for school purposes for
2 successive years, the lot reverts to the owner, his heirs
or assigns, on demand by him or them in writing made to the
municipal officers of the town, the school directors of the
School Administrative District or the board of trustees
of the community school district subject to the right of the
town or school directors or board of trustees to enter upon
the lot and remove the schoolhouse at any time within 6 months
after the demand.

Sec. 23. 20 MRSA §3562-D is enacted to read:

§3562-D. Fencing

~~All schoolhouse~~ lots and playgrounds that require fencing shall be fenced by the town, city, administrative district or community school district.'

Further amend the amendment in Part B by renumbering the sections to read consecutively according to Title and section.

Statement of Fact

The purpose of this amendment is to provide community school districts with the same authority to condemn property as is presently exercised by School Administrative Districts and municipalities.

Filed by Mr. Blodgett of Waldoboro
Reproduced and distributed under the direction of the
Clerk of the House
6/7/79 (Filing No. H-688)