

# MAINE STATE LEGISLATURE

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1 FIRST REGULAR SESSION  
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3 ONE HUNDRED AND ELEVENTH LEGISLATURE  
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5 Legislative Document

No. 521

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7 S.P. 166

In Senate, February 1, 1983

8 Received by the Secretary of the Senate on February 1, 1983. Referred to  
9 the Committee on Education, and ordered printed pursuant to Joint Rule 14.

10 JOY J. O'BRIEN, Secretary of the Senate

Presented by Senator Collins of Knox.

Cosponsor: Representative Scarpino of St. George.

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11 STATE OF MAINE  
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14 IN THE YEAR OF OUR LORD  
15 NINETEEN HUNDRED AND EIGHTY-THREE  
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17 AN ACT Concerning Certain Inequities  
18 under the Education Laws.  
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20 Be it enacted by the People of the State of Maine as  
21 follows:

22 Sec. 1. 20-A MRSa §1305, sub-§3, as enacted by  
23 PL 1981, c. 693, §§5 and 8, is amended to read:

24 3. Failure to approve a budget. If, at a dis-  
25 trict meeting where the voting is done within each  
26 municipality within the district, the voters fail to  
27 approve the operating school budget, or any part  
28 thereof, subsequent district budget meetings shall be  
29 held and the voting at these meetings shall be done  
30 at a single place within the district. These meet-  
31 ings shall be held solely for the purpose of approv-  
32 ing an alternative operating school budget to replace  
33 the part of the proposed budget which the voters

1 failed to approve. These meetings shall be held in  
2 accordance with the provisions and procedures set out  
3 in section 1304 the board of directors shall submit  
4 an alternative budget to replace the part of the pro-  
5 posed budget which the voters failed to approve, to  
6 be voted upon within each municipality. They may  
7 continue in this manner until an alternative budget  
8 is adopted.

9 Sec. 2. 20-A MRSA §1403, sub-§1, ¶B, as enacted  
10 by PL 1981, c. 693, §§5 and 8, is amended to read:

11 B. The petition must be approved by secret bal-  
12 lot by a  $2/3$  majority vote of the voters present  
13 and voting before it may be presented to the  
14 board of directors and the state board. Voting  
15 in towns shall be conducted in accordance with  
16 Title 30, sections 2061 and 2062, even though the  
17 town has not accepted the provisions of Title 30,  
18 section 2061, and voting in cities shall be con-  
19 ducted in accordance with Title 21.

20 Sec. 3. 20-A MRSA §1405, as enacted by PL 1981,  
21 c. 693, §§5 and 8, is amended to read:

22 §1405. Withdrawal of a single municipality from a  
23 school administrative district

24 The residents of a participating municipality  
25 within a school administrative district composed of 3  
26 or more municipalities may petition to withdraw from  
27 the school administrative district in the same manner  
28 as they would petition for the dissolution of a  
29 school administrative district in accordance with  
30 section 1403, ~~except that only a simple majority vote~~  
31 ~~is required.~~ The steps set forth in section 1403 for  
32 dissolution apply to the withdrawal of a member  
33 municipality from a school administrative district,  
34 except that the responsible committee for preparing  
35 the withdrawal agreement will be limited to individu-  
36 als from the municipality. Instead of a district  
37 election, a municipal election shall be conducted and  
38 a  $2/3$  majority vote of the voters present and voting  
39 in the municipality is required before it may with-  
40 draw. Wherever there is reference in the provisions  
41 of section 1403 to the term "dissolution," the term  
42 "withdrawal" or appropriate similar language shall be  
43 substituted.

