

SECOND REGULAR SESSION

ONE HUNDRED AND THIRTEENTH LEGISLATURE

Legislative Document

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1 2 NO. 1950

H.P. 1433 Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 26.

Received by the Clerk of the House on December 31, 1987. Referred to the Committee on State and Local Government and ordered printed pursuant to Joint Rule 14.

EDWIN H. PERT, Clerk Presented by Representative THISTLE of Dover-Foxcroft.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED AND EIGHTY-EIGHT

AN ACT to Deorganize the Town of Atkinson.

3 Be it enacted by the People of the State of Maine as 4 follows:

5 Sec. 1. Deorganization of the Town of 6 Atkinson. The Town of Atkinson in Piscataguis County 7 is deorganized, provided that the corporate existence, powers, duties and liabilities of the town shall survive for the purposes of prosecuting and defending 8 9 all pending suits to which the town is, or may be, a 10 11 party and all needful process arising out of such suits, including provisions for the payment of all or 12

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1 any judgments or debts which may be rendered against 2 the town or exist in favor of any creditor.

3 Sec. 2. Unexpended school funds. The treasurer of the town or any other person who has custody of the 4 funds of the town shall pay to the State Treasurer all 5 unexpended school funds, which together with the credits due the town for school purposes, are to be 6 the 7 8 used by the State Tax Assessor to settle any school the 9 obligations contracted by before town 10 deorganization. Any unexpended school funds remaining 11 the State Treasurer after all the obligations with added to the Unorganized 12 have been met shall be Territory Education and Services Fund, as established 13 14 in the Maine Revised Statutes, Title 36, chapter 115.

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Referendum; certificate to Secretary of 15 Sec. 3. The selectmen of the town shall submit this 16 State. 17 Act to the legal voters of the Town of Atkinson, by ballot at the next general election held in November 18 19 after passage of this Act. This election shall be 20 called, advertised and conducted according to the Maine Revised Statutes, Title 30, sections 2061 and 2065. The town clerk shall prepare the required 21 22 ballots, on which he shall reduce the subject matter 23 24 of this Act to the following question:

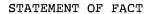
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"Shall the Town of Atkinson be deorganized?"

The voters shall indicate their opinion on this question by a cross or check mark placed against the word "Yes" or "No." Before becoming effective, this Act must be approved by a majority of the legal voters voting at the special election, and the total number of votes cast for and against the acceptance of this Act at the election must equal or exceed 50% of the total number of votes cast in the town for Governor at the last gubernatorial election.

The board of selectmen of the Town of Atkinson shall declare the result of the vote. The town clerk shall file a certificate of the election result with the Secretary of State within 10 days from the date of the election.

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2 The purpose of this bill is to allow 3 deorganization of the Town of Atkinson.

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