

MAINE STATE LEGISLATURE

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116th MAINE LEGISLATURE

FIRST REGULAR SESSION-1993

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No. 1438

H.P. 1072

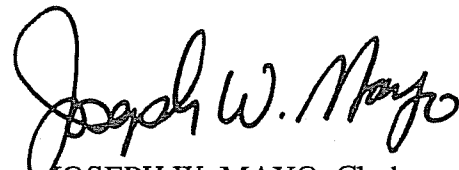
House of Representatives, May 5, 1993

An Act to Reapportion Maine School Administrative District Number 30.

(AFTER DEADLINE)

(EMERGENCY)

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 27.
Reference to the Committee on Education suggested and ordered printed.


JOSEPH W. MAYO, Clerk

Presented by Representative HICHBORN of Howland.
Cosponsored by Senator: PEARSON of Penobscot.

2 **Emergency preamble. Whereas,** Acts of the Legislature do not
become effective until 90 days after adjournment unless enacted
as emergencies; and
4

6 **Whereas,** Maine School Administrative District Number 30 has
submitted a request to the Commissioner of Education pursuant to
the Maine Revised Statutes, Title 20-A, section 1255 for a
8 determination of whether the district's board of directors is
apportioned in accordance with the principle of one person, one
10 vote; and

12 **Whereas,** the Commissioner of Education has determined that
the district's current representation is not apportioned
14 according to the principle of one person, one vote; and

16 **Whereas,** a local reapportionment committee has met and
approved a reapportionment plan that involves a system of
18 weighted voting with 2 or more directors from the Town of Lee; and

20 **Whereas,** that plan has been approved by the Commissioner of
Education; and
22

24 **Whereas,** the Maine Revised Statutes, Title 20-A, section
1253, subsection 2, paragraph A, subparagraph (1) and Title 20-A,
section 1255 contain mutually inconsistent provisions concerning
26 the terms of office of the current school directors that can not
both be complied with; and
28

30 **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
32 necessary for the preservation of the public peace, health and
safety; now, therefore,
34

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

36 **Sec. 1. Reapportionment of board of directors, Maine School**
38 **Administrative District Number 30.** The board of directors of Maine
School Administrative District Number 30 is reapportioned
40 according to the Method B, or weighted voting, reapportionment
plan as follows.
42

Municipality	1990 Census	% of Pop	Total Votes	No. of Direc- tors	Votes Per Di- rector	% Voting Power
Lee	832	45.9	459	6	76.50	7.66%
Springfield	406	22.4	224	3	74.67	7.47%

2	Webster	95	5.2	52	2	26.00	2.60%
4	Winn	479	26.4	264	4	66.00	6.60%
6	TOTALS	<u>1812</u>	<u>99.9</u>	<u>999</u>	<u>15</u>		

8 The municipal officers of the Town of Lee shall fill the
vacancies created by the increase in the number of directors from
10 Lee from 4 to 6 by appointment and the new directors shall serve
until their successors are elected and qualified at the next
12 annual municipal election. Subsequently, directors elected to
fill these 2 positions are elected for 3-year terms.
14 Notwithstanding any provision of law to the contrary, the terms
of office of the remaining members of the board of directors of
16 Maine School Administrative District Number 30 are not affected
by the reapportionment plan approved by the Commissioner of
Education and enacted in this Act. Any future reapportionment of
18 the board of directors of Maine School Administrative District
Number 30 is governed by the Maine Revised Statutes, Title 20-A.

20 **Emergency clause.** In view of the emergency cited in the
22 preamble, this Act takes effect when approved.

24 **STATEMENT OF FACT**

26 This bill provides for the reapportionment of the board of
28 directors of Maine School Administrative District Number 30 in
accordance with the Method B, or weighted voting, reapportionment
30 plan adopted by a local reapportionment committee established
under the Maine Revised Statutes, Title 20-A, section 1255 and
32 approved by the Commissioner of Education. The plan provided for
2 additional directors from the Town of Lee.
34