

MAINE STATE LEGISLATURE

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116th MAINE LEGISLATURE

FIRST REGULAR SESSION-1993

Legislative Document

No. 1554

H.P. 1155

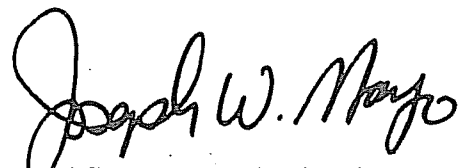
House of Representatives, June 7, 1993

An Act to Prohibit Discrimination in the Assignment of School Attendance Areas.

(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 OLIVER of Portland.

2 A. A school in a school attendance area is eligible to
4 receive services funded pursuant to Chapter 1 of Title I of
6 the Elementary and Secondary Education Act of 1965, as
8 amended, 20 United States Code, Section 2701 et seq. and a
10 school in an adjacent school attendance area is not;

12 B. A school in a school attendance area is eligible to
14 receive federal Housing and Community Development Block
16 Grant funds or community recreational physical improvements
18 and a school in an adjacent school attendance area is not; or

20 C. There is a 20% difference between the average income of
22 the census tracts in one school attendance area and the
24 average income of the census tracts in an adjacent school
26 attendance area.

28 **§1063. Economic discrimination prohibited**

30 A school administrative unit may not institute or operate a
32 center or other educational program in a local elementary school
34 if the operation of the center or program avoids redistricting
36 between adjacent school attendance areas that are located in
38 significantly different economic areas unless the center or
40 educational program draws students from throughout the entire
42 school administrative unit.

44 **§1064. Enforcement actions**

46 The Commissioner of Education shall file an action in the
48 Superior Court to enforce this Act if the commissioner is:

1. **Petition request.** Petitioned to commence an action by
60% of the parents of the children of a school in a significantly
different economic area;

2. **Request by elected official.** Requested to commence an
action by an elected official representing the school
administrative district in which a school in a significantly
different economic area is located; or

3. **Voter request.** Petitioned to commence an action by 20%
of the registered voters of the precinct in which a school in a
significantly different economic area is located.

An action filed under this Act may be advanced on the docket
of the Superior Court and receive priority over other civil cases
if the court determines that priority is in the interests of
justice.

