

# MAINE STATE LEGISLATURE

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# 116th MAINE LEGISLATURE

## SECOND REGULAR SESSION-1994

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Legislative Document

No. 2007

H.P. 1482

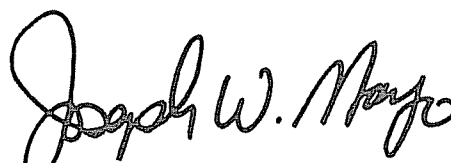
House of Representatives, April 7, 1994

**An Act to Clarify the Process for Filling Unexpired Terms for School Board Members.**

(AFTER DEADLINE)

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

  
JOSEPH W. MAYO, Clerk

Presented by Representative GRAY of Sedgwick.

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

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4       **Sec. 1.** 20-A MRSA §1653, sub-§1, ¶C, as amended by PL 1991, c. 655, §3, is further amended to read:

6           C. Notwithstanding paragraphs A and B, the voters of a  
8           district may vote on an appropriate article at meetings  
10          called by the municipal officers of the respective member  
12          towns, in accordance with section 1602, to establish a fixed  
14          common date for all newly elected school committee members  
16          to assume their terms of office. The common date must be  
18          subsequent to the last annual municipal election within the  
20          district, but may be no later than July 1st of the next  
            fiscal year. The adoption of such a common date is  
            conditional upon the favorable passage of this article at  
            each of the meetings of the member towns. This paragraph  
            does not apply to commencement of terms of office of members  
            elected to fill vacancies. Vacancies are filled for the  
            remainder of the unexpired term as provided in subsection 2,  
            paragraph A.

22       **Sec. 2.** 20-A MRSA §1653, sub-§2, ¶A, as amended by PL 1991, c. 655, §3, is further amended to read:

24           A. A vacancy on a school committee of a district that does  
26          not include kindergarten and grades one to 12, whether  
28          caused by death, by resignation or by a member having  
30          changed residence from the town that the member was elected  
32          to represent, must be filled by the school committee of the  
34          town in which the vacancy occurs. A similar vacancy on a  
36          school committee of a district that includes kindergarten  
38          and grades one to 12 must be filled by the municipal  
40          officers of the municipality in which the member resided.  
            The municipal officers shall select a new member from the  
            municipality in which the old member resided to serve until  
            the next annual municipal election at which time a  
            replacement must be elected to serve the remainder of the  
            unexpired term. Evidence that an individual is registered  
            to vote in a municipality is prima facie evidence of that  
            individual's residency.

42   **STATEMENT OF FACT**

44           This bill clarifies the process for filling vacancies on  
46          certain school committees.