

MAINE STATE LEGISLATURE

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120th MAINE LEGISLATURE

FIRST REGULAR SESSION-2001

Legislative Document

No. 500

S.P. 156

In Senate, February 6, 2001

An Act to Clarify the Act of Separation of Frye Island from the Town of Standish.

(EMERGENCY)

Reference to the Committee on State and Local Government suggested and ordered printed.

A handwritten signature in cursive script that reads "Joy J. O'Brien".

JOY J. O'BRIEN
Secretary of the Senate

Presented by Senator O'GARA of Cumberland.
Cosponsored by Representative SAVAGE of Buxton and
Senators: NUTTING of Androscoggin, McALEVEY of York, PENDLETON of Cumberland,
SAVAGE of Knox, SMALL of Sagadahoc, Representatives: BUMPS of China, BRUNO of
Raymond, HAWES of Standish, McDONOUGH of Portland.

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,** resolution is needed prior to June 30, 2001 of the
issue of the membership of School Administrative District 6 for
purposes of both the provision of educational services for
8 students from the Town of Frye Island and clarification of the
valuation for school funding purposes; and

10
12 **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
14 necessary for the preservation of the public peace, health and
safety; now, therefore,

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

18 **Sec. 1. P&SL 1997, c. 41, Pt. A, §8** is amended to read:

20 **8. Educational needs.** If the Town of Frye Island is
22 incorporated and separated from the Town of Standish, it remains
in the School Administrative District 6 or its successor and pays
24 its proportional share of costs, ~~unless or until such time as it
withdraws from the school administrative district in accordance
with applicable state law.~~ School transportation services must
26 be provided as follows: The Town of Frye Island is authorized to
require each resident with a child or children enrolled in School
28 Administrative District 6 to provide transportation from the
island to the mainland point of pickup at the resident's own
30 expense; transportation costs from the mainland point of pickup
to the school must be provided, as is customarily done, by the
32 school administrative district.

34 **Sec. 2. P&SL 1997, c. 41, Pt. A, §9** is enacted to read:

36 **9. Authorization required.** Notwithstanding any withdrawal
38 proceedings initiated or completed pursuant to the Maine Revised
Statutes, Title 20-A, section 1405 prior to the effective date of
40 this section, or any subsequent action taken by the Town of Frye
Island, the Town of Frye Island is a part of and may not withdraw
42 from School Administrative District 6 or its successor unless
such withdrawal is first authorized by further amendment to this
44 chapter.

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

SUMMARY

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4 This bill clarifies that the Town of Frye Island must remain
in School Administrative District 6 following its separation from
the Town of Standish.