

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)



120th MAINE LEGISLATURE

SECOND REGULAR SESSION-2002

Legislative Document

No. 1909

S.P. 707

In Senate, December 17, 2001

An Act to Permit the Town of Atkinson to Deorganize.

(EMERGENCY)

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.

Received by the Secretary of the Senate on December 17, 2001. Referred to the Committee on State and Local Government and ordered printed pursuant to Joint Rule 308.2

A handwritten signature in cursive script that reads "Pamela L. Cahill".

PAMELA L. CAHILL
Secretary of the Senate

Presented by Senator DAVIS of Piscataquis.
Cosponsored by Representative ANNIS of Dover-Foxcroft.

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,** the citizens of the Town of Atkinson must vote on
the deorganization of the plantation before the 90-day period
after adjournment has elapsed; and

8
10 **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
12 necessary for the preservation of the public peace, health and
safety; now, therefore,

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

16 **Sec. 1. Deorganization of Town of Atkinson.** The Town of
18 Atkinson in Piscataquis County is deorganized, except that the
corporate existence, powers, duties and liabilities of the town
20 survive for the purposes of prosecuting and defending all pending
suits to which the town is, or may be, a party and all needful
22 process arising out of any suits, including provisions for the
payment of all or any judgments or debts that may be rendered
24 against the town or exist in favor of any creditor.

26 **Sec. 2. Unexpended school funds.** The treasurer of the town or
any other person who has custody of the funds of the town shall
28 pay to the Treasurer of State all unexpended school funds that,
together with the credits due the town for school purposes, are
30 to be used by the State Tax Assessor to settle any school
obligations contracted by the town before deorganization. Any
32 unexpended school funds remaining with the Treasurer of State
after all the obligations have been met must be added to the
34 Unorganized Territory Education and Services Fund, as established
in the Maine Revised Statutes, Title 36, chapter 115.

36 **Sec. 3. School debt.** The town treasurer or the person who has
38 custody of the town funds shall pay to School Administrative
District No. 41 the town's share of the debt service. This
40 amount must be paid within 30 days of the effective date of this
section. School Administrative District No. 41 may retain any
42 interest earned on this amount. Any remaining unexpended school
funds, together with any credits due the town for school
44 purposes, must be paid to the State Treasurer. These funds, if
any, must be added to the Unorganized Territory Education and
46 Services Fund.

48 **Sec. 4. Withdrawal from School Administrative District No. 41.** The
Town of Atkinson is withdrawn from School Administrative District
50 No. 41.

