MAINE STATE LEGISLATURE

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126th MAINE LEGISLATURE

FIRST REGULAR SESSION-2013

Legislative Document

No. 6

H.P. 10

House of Representatives, January 15, 2013

An Act To Prohibit a Requirement That a Superintendent Reside in the School Administrative Unit

(EMERGENCY)

Reference to the Committee on Education and Cultural Affairs suggested and ordered printed.

Millient M. Macfarland MILLICENT M. MacFARLAND

Clerk

Presented by Representative CASAVANT of Biddeford.
Cosponsored by Senator DUTREMBLE of York and
Representatives: BEALIDOIN of Biddeford, POLILIOT of Aug

Representatives: BEAUDOIN of Biddeford, POULIOT of Augusta, ROCHELO of Biddeford, WILSON of Augusta, Senston KATZ of Vennshag

WILSON of Augusta, Senator: KATZ of Kennebec.

1 2	Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and
3 4 5	Whereas, qualified applicants for a position of superintendent may currently be disqualified because of a school board requirement that the superintendent must reside within the school administrative unit; and
6 7 8 9	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 necessary for the preservation of the public peace, health and safety; now, therefore,
10	Be it enacted by the People of the State of Maine as follows:
11	Sec. 1. 20-A MRSA §1051, sub-§7 is enacted to read:
12 13 14	7. Residence. Notwithstanding any local ordinance or charter to the contrary, a school board may not require that a superintendent reside in a municipality that is included within the school administrative unit.
15 16	Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved.
17	SUMMARY
18 19	This bill prohibits school boards from requiring that a superintendent reside in a municipality that is included within the school administrative unit.