

MAINE STATE LEGISLATURE

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NEW DRAFT.

SEVENTY-FOURTH LEGISLATURE

SENATE.

No. 367

STATE OF MAINE.

IN THE YEAR OF OUR LORD ONE THOUSAND NINE
HUNDRED AND NINE.

AN ACT to amend sections forty, forty-one, and forty-four and
forty-five of chapter fifteen of the Revised Statutes relating
to the union of two or more towns for the employment of a
superintendent of schools.

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

Section 1. Section forty of chapter fifteen of the Revised
2 Statutes, as amended by chapter fifty-five of the Public Laws
3 of nineteen hundred and five, is hereby further amended by
4 adding after the word "purpose" in line six of said section,
5 the words, "provided further that such union shall not take
6 effect until the State superintendent of public schools shall
7 have approved the certificate of union as hereinafter pro-
8 vided. But the committee of any town dissatisfied with the

9 decision of the State superintendent may appeal to the gov-
10 ernor and council and shall make the final decision relative
11 thereto," so that said section as amended shall read as fol-
12 lows:

'Section 40. The school committees of two or more towns,
14 having under their care and custody an aggregate of not
15 less than twenty, nor more than fifty schools, may unite in
16 the employment of a superintendent of schools, provided
17 they have been so authorized by a vote of their towns at the
18 regular town meetings, or special town meetings called for
19 that purpose. Provided further, that such union shall not
20 take effect until the State superintendent of public schools
21 shall have approved the certificate of union as hereinafter
22 provided. But the committee of any town dissatisfied with
23 the decision of the State superintendent may appeal to the
24 governor and council who shall make a final decision relative
25 thereto.'

Sect. 2. Section forty-one of chapter fifteen of the Re-
2 vised Statutes, as amended by chapter one hundred and one
3 of the Public Laws of nineteen hundred and seven is hereby
4 further amended by adding after the word "years" in the
5 seventeenth line the words "but the period of such election
6 shall not exceed that for which the union of towns has been
7 authorized," so that said section when amended shall read as
8 follows:

'Section 41. The school committees of the town compris-
10 ing a union shall form a joint committee, and for the pur-

11 poses of this section and the four following sections, said
12 joint committee shall be held to be the agents of each town
13 comprising the union. Said joint committee shall meet an-
14 nually at a day and place agreed upon by the chairmen of the
15 committees of the several towns comprising the union, and
16 shall organize by the choice of a chairman and a secretary.
17 They shall determine the relative amount of service to be
18 performed by the superintendent in each town, fix his sal-
19 ary, apportion the amounts thereof to be paid by the several
20 towns, which amounts shall be certified to the treasurers of
21 said towns respectively and to the State superintendent of
22 schools, together with the amount apportioned to each town ;
23 provided that the amounts so certified shall be in proportion
24 to the amount of service performed in the several towns.
25 They shall choose by ballot a superintendent of schools for
26 a term not exceeding five years, but the period of such elec-
27 tion shall not exceed that for which the union of towns has
28 been authorized.'

Sect. 3. Section forty-four of chapter fifteen of the Re-
2 vised Statutes is hereby amended by inserting after the word
3 "certificates" in line two thereof, the words "of superin-
4 tendence grade which shall be issued upon such examination
5 as may be prescribed by the State superintendent of public
6 schools," and by inserting after the word "and" in line three
7 thereof, the word "they," and by striking out in lines two
8 and three thereof, the words "under section one hundred
9 and five," so that said section when amended shall read as
10 follows:

‘Section 44. Persons employed to serve as superintendents of schools under section forty-one shall hold State certificates of superintendence grade which shall be issued upon such examination as may be prescribed by the State superintendent of public schools and they shall devote their entire time to superintendence in the towns comprising the union. The powers and duties of said superintendents shall be the same as those prescribed for town superintendents in this chapter.’

Sect. 4. Section forty-five of chapter fifteen of the Revised Statutes as amended by section eight of chapter forty-eight of the Public Laws of nineteen hundred and five, is hereby further amended by striking out after the word “towns” in the last line of said section, the words “the provisions of this section and of the five preceding sections shall apply equally to towns formed by the union of two or more towns,” so that said section, as amended, shall read as follows:

‘Section 45. No town shall receive State aid under section forty-two unless its appropriation and expenditure for superintendence have been exclusive of the amount required by law for common school purposes. If any part of the money raised by the towns or union of towns, or paid to them by the State for superintendence, is expended for any other purposes than those provided for in said section, then each person so misappropriating said money shall forfeit double the sum so misapplied, to be recovered in an action

19 of debt in the name and to the use of the town, by any inhab-
20 itant thereof; and no town or union of towns shall receive
21 further aid under said section until the amount so misap-
22 plied has been raised and expended for superintendence by
23 such town or union of towns.



STATE OF MAINE.

IN SENATE,

March 9, 1909.

Reported by Mr. WALKER from Committee on Education
and laid on table to be printed under joint rules.

F. G. FARRINGTON, *Secretary.*