

# MAINE STATE LEGISLATURE

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FIRST SPECIAL SESSION

N I N E T I E T H      L E G I S L A T U R E

**Legislative Document**

**No. 1179**

H. P. 1938

House of Representatives, January 13, 1942.

Referred to Committee on Appropriations and Financial Affairs, sent up for concurrence and 600 copies ordered printed.

HARVEY R. PEASE, Clerk.

Presented by Mr. Leavitt of Portland.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
FORTY-TWO

**AN ACT Amending the Law Relating to the Maine Nautical School to  
Provide for War Emergency.**

**Emergency preamble.** Whereas, a state of war exists between the United States and Germany, Italy, Japan and other foreign countries; and

Whereas, in the judgment of the legislature this fact creates an emergency within the meaning of section 16 of Article XXXI of the Constitution of Maine and requires the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

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

**Sec. 1. Maine Maritime Academy.** Section 1 of chapter 37 of the private and special laws of 1941 is hereby amended to read as follows:

**Sec. 1. Maine Maritime Academy.** There is hereby created "~~Maine Nautical Training School~~", "**Maine Maritime Academy**", which shall be a body corporate and politic, having the same rights, privileges and powers as have corporations organized under the general law, with the right to adopt a common seal and to establish by-laws and regulations for the management of its affairs not repugnant to its charter and the laws of the

state of Maine, and with the principal location of its school in the state of Maine.

The affairs of the school shall be controlled by a board of 9 trustees, all residents of the state of Maine, who, together with their successors, shall be appointed by the governor of the state of Maine, with the advice and consent of his council. In the first instance, 3 trustees shall be appointed for terms of 1 year, 3 for terms of 2 years and 3 for terms of 3 years. Thereafter 3 shall be appointed annually to serve for terms of 3 years, or until their successors are duly appointed and qualified. Any vacancy in the board shall be filled by appointment by the governor for the remainder of the unexpired term, but the majority of the board shall carry on business during the existence of any vacancy on the board.'

**Sec. 2. P. & S. L., 1941, c. 37, § 2, amended.** Section 2 of chapter 37 of the private and special laws of 1941 is hereby amended by adding at the end thereof the following:

**'The trustees shall appoint a board of visitors composed of not less than 8 nor more than 12 members. So far as practicable the trustees shall appoint: 1 person from the shipping industry; 1 person actively engaged in the shipbuilding or ship-repairing industry; 1 merchant marine master mariner possessing an active license; 1 merchant marine chief engineer possessing an active license; 1 person from the alumni of the academy; 1 officer of the United States navy, active or retired, designated by the Commandant of the First Naval District; 1 person from the state department of education or other state department, bureau or agency; and 1 representative of the Maritime Commission designated by the Commission. Members of the board of trustees qualifying under any of the above categories may have the dual capacity of trustee and member of the board of visitors. The board of visitors shall act in an advisory capacity only and shall meet at least once a year.'**

**Sec. 3. P. & S. L., 1941, c. 37, § 4, amended.** Section 4 of chapter 37 of the private and special laws of 1941 is hereby amended to read as follows:

**'Sec. 4. State aid.** In addition to the income provided by the provisions of section 3, there is hereby appropriated the sum of ~~\$30,000~~ \$100,000 biennially from which the treasurer of state or his successor shall, upon request of the trustees, make advances for the operation of the school not to exceed ~~\$15,000~~ \$50,000 per annum to the treasurer of the school, who shall give bond in an amount to be set by the governor and council, but not less than \$15,000, with sureties approved by the governor and council,

for its proper disbursement. Said advance shall be accounted for by properly approved vouchers within 60 days after the close of the fiscal year.'

**Emergency clause.** In view of the emergency cited in the preamble, this act shall take effect when approved.