

# MAINE STATE LEGISLATURE

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H. P. 1268, L. D. 901 AS AMENDED BY SENATE AMENDMENT "A"

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NINETY - SECOND      L E G I S L A T U R E

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Legislative Document

No. 1022

H. P. 1268

In Senate, March 23, 1945.

On motion of Mr. MacKinnon of Mexico passage to be engrossed reconsidered and Senate Amendment A read and adopted as amended by Committee Amendment A and passed to be engrossed as amended by Senate Amendment A in concurrence. Ordered that 500 copies be printed.

HARVEY R. PEASE, Clerk.

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STATE OF MAINE

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IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
FORTY-FIVE

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**AN ACT to Increase State Aid to Towns for the Support of Schools to  
Establish Minimum Salaries for Teachers.**

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

**Sec. 1. R. S., c. 37, § 201, amended.** Section 201 of chapter 37 of the revised statutes is hereby amended to read as follows:

**'Sec. 201. Apportionment to towns for teaching positions.** On the basis of information furnished to the commissioner by the return of educational statistics for the year ending July 1st, annually, as provided for by section 64, said commissioner shall apportion to each town the sum of ~~\$100~~ \$300 for each teaching position, or a corresponding fractional part of ~~\$100~~ \$300 for each fractional part of a teaching position maintained **and approved by the commissioner** in the elementary and secondary schools of such town, provided, however, that no town failing to maintain the minimum program prescribed in section 204 shall receive over \$100 per teaching position, **provided, further, that there shall be allocated to each town for each teaching position approved by the commissioner, the budgetary balance after deducting subsidy as above mentioned, based on the effort made by the town to support its school program as determined by the school-tax rate. This shall apply to all towns whose tax rates fall within the range of from 12 to 26**

mills, these gradations to be by steps of 3 mills each beginning at the low point previously mentioned. The amount each town shall receive under this provision shall be determined by the number of approved teaching positions times the number of the gradation within which the town's school-tax rate falls, times the value of the unit determined annually by dividing the amount of money available for this purpose by the weighted total number of teaching positions for the gradations described herein, provided, however, that no town shall be entitled to this special apportionment on teachers which are not paid a minimum salary of \$1,000 per year; provided further, that towns having school-tax rates above the rate included in the final gradation shall be considered as falling within the final gradation. The distribution of state school funds to towns on account of teaching positions in December, ~~1943~~ 1945 shall be based upon the minimum program as established by section 204; provided, however, that no town shall be apportioned more than \$100 for any teaching position for which the town pays an annual salary of less than \$1,000. Whenever any school is closed or suspended as provided for by section 8 and pupils attending such school have been conveyed to another school under such conditions of conveyance as may be approved by the commissioner, there may be apportioned to the town in which such school was maintained such amount as, added to the amount apportioned under the provisions of this section on account of teaching positions, will give to said town, on account of said school, the same amount as though this position had been maintained for the entire year; provided, however, that ~~so long as said school remains closed and satisfactory conveyance is maintained, there may be apportioned the same amount as for the maintenance of a teaching position, provided, however, that for said schools closed during the period July 8, 1921 to July 1, 1944, the amount so apportioned shall not exceed 1/2 the cost of such conveyance, and such apportionment shall not in any case exceed \$100 per each teaching position maintained during the year previous to the closing or suspension of said school and provided further that after July 1, 1944 when a town closes or suspends a school, and conveys the pupils to another approved school for the primary purpose of improving their educational opportunities, thereby eliminating a teaching position which is not reestablished elsewhere in the town, the amount so apportioned shall not be more than 1/2 the cost of such conveyance nor more than the amount which would have been apportioned had this teaching position been maintained; and provided further that if the said teaching position is reestablished elsewhere in the town, the amount apportioned for closing the school shall not be in excess of 1/2 the cost of said conveyance, nor to exceed \$100 in addition to the regular apportionment for said teaching position.~~

**Sec. 2. R. S., c. 37, § 204, sub-§ II, amended.** Subsection II of section 204 of chapter 37 of the revised statutes is hereby amended to read as follows:

**II.** That part of the school equalization fund not apportioned as provided for by the preceding subsection shall be apportioned to towns wherein the rate of taxation in excess of the average of rates for the several towns of the state fails to produce a school revenue sufficient to provide adequate funds together with the apportionment from ~~the state school fund funds~~ and the income from any permanent school fund to maintain a minimum educational program, i.e.,  $\frac{1}{2}$  the cost of conveyance of elementary and secondary school pupils at public expense, ~~\$940~~ **\$1,280** per elementary unit, ~~\$1,405~~ **\$1,725** per secondary unit, at least ~~\$720~~ **\$1,000** of which amounts shall be expended for teachers' wages, and the amount paid for secondary tuition; provided that the rate of taxation hereinbefore named shall be reckoned on the basis of the amount or amounts actually raised by taxation by the town for the support of elementary and secondary schools for the purposes named in section 206, exclusive of any amounts received from the state. The commissioner shall cause a special investigation to be made of the educational facilities of such towns and, whenever it appears to the commissioner that any town should receive special aid or encouragement for the purpose of raising the standard of qualifications of teachers, or of increasing the length of the school year, or otherwise adding to the efficiency of the schools, he shall issue to the governor and council a recommendation relative thereto, and the governor and council may draw a warrant in favor of the treasurer of said town from the equalization fund for an amount to cover the difference between the proceeds of a tax of ~~13 mills not less than 10 mills nor more than 15~~ on the valuation of the town as fixed by the board of equalization together with the apportionment from the state school fund, and the cost of a minimum educational program as hereinbefore defined; ~~provided.~~ **Such rate of tax shall be determined annually by the commissioner on the basis of equalization funds available for distribution. Provided,** however, that no town may receive in any year an amount in excess of the proceeds of a levy of ~~13 mills as established above~~ on the valuation of the town unless after the town has levied a tax of over 20 mills for the support of schools, sufficient funds are not available to maintain the minimum program, in which case the balance may be made up from the equalization fund. The amount apportioned shall be expended under the direction of the superintending school committee of said town in accordance with the recommendation as made by the commissioner. ~~When-~~  
~~ever the amount of the equalization fund as now provided by law is less~~

than the sum of the amounts recommended to provide a minimum program in the towns of the state the necessary balance shall be provided from the general funds of the state.'