

MAINE STATE LEGISLATURE

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N I N E T Y - F I F T H L E G I S L A T U R E

Legislative Document

No. 461

S. P. 200

In Senate, February 6, 1951

Referred to the Committee on Education. Sent down for concurrence and ordered printed.

CHESTER T. WINSLOW, Secretary

Presented by Senator Leavitt of Cumberland.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
FIFTY-ONE

AN ACT Creating the Maine Military Institute.

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

Sec. 1. Maine Military Institute; board of trustees; state agency.
There is hereby created "Maine Military Institute" 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 bylaws 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 institute shall be controlled by a board of 16 trustees, all residents of the state of Maine and each being a resident of a different county in the state 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, 4 trustees shall be appointed for a term of 1 year, 4 for a term of 2 years, 4 for a term of 3 years and 4 for a term of 4 years. Thereafter 4 shall be appointed annually to serve a term of 4 years or until their successors are duly appointed and qualified. Any vacancy in the board shall be filled by appointment of the governor for the remainder

of the unexpired term, but the majority of the board shall carry on the business during the existence of any vacancy on the board.

The Maine Military Institute is declared to be a public agency of the state of Maine for the purposes for which it is established under the provisions of this act.

Sec. 2. Powers. Said trustees shall provide and maintain a military school for the instruction of students. Said instruction shall be of such caliber that graduates shall have the broad background which will make them useful members of society in times of peace and officers' material for our armed forces during time of war. Remembering that a citizenry trained for war is our greatest guarantee of peace, said trustees shall provide books, stationery, apparatus and other supplies and equipment needed in the work thereof. The trustees may appoint and remove necessary instructors and other employees, determine their compensation, fix terms upon which students shall be received and instructed therein and discharged therefrom, and make all regulations convenient or necessary for the management of the said institute and provide from time to time for actual instruction with military arms and apparatus.

The board of trustees of the Maine Military Institute shall have the power to confer the Bachelor of Science Degree to graduates who have fulfilled requirements of 128 semester hours of prescribed collegiate work subsequent to graduation from a standard secondary school when, in the opinion of the board of trustees, the institute shall have met the prevailing standards of degree-granting institutions with respect to the academic and vocational preparation of its faculty and the adequacy of its educational facilities.

Sec. 3. Powers of other institutions to cooperate. Every department and agency of the state, when requested, may furnish such assistance, counsel or advice as the trustees may require in the discharge of their duties

Any board of trustees of other state institutions may, if it is expedient and desirable, transfer any buildings and equipment to the Maine Military Institute upon proper agreement between the 2 boards, with approval of the governor and council.

Sec. 4. Collection and disposition of income. The trustees shall have the power to receive and fix tuition fees and other charges, including charges for board and lodging of the students while attending the institute or any of its activities. The trustees may receive in behalf of the institute grants from any federal government agency and from any of the several

states and from any other source which is not subversive. They shall invest such moneys as in the opinion of the majority of said trustees shall be for the best interests of said institute, unless any such money is given for a particular purpose.

The department of audit shall perform a post audit of all accounts and other financial records of transactions performed under the provisions of this act and shall report annually on this audit and at such other times as the legislature may require.

Whenever the Maine Military Institute is dissolved, its real and personal estate shall vest in the state of Maine.

Sec. 5. Right of non-residents to attend institute. The trustees may, upon application of out-of-state students, admit such students in accordance with such rules as the trustees may set up, provided the said non-resident students pay the same fees as the state of Maine students plus the pro rata cost of the state aid furnished by the state, over and above the regular charges, and also provided that their admittance to the school in no way deprives a Maine resident student, with sufficient funds and who is eligible for admittance, from attendance at the school.

Sec. 6. Appropriation. In addition to the income provided by section 3, there is hereby appropriated the sum of \$50,000 for the fiscal year ending June 30, 1952 and the sum of \$50,000 for the fiscal year ending June 30, 1953, from which the treasurer of state or his successor shall, upon request of the trustees, make advances for the starting and the operation of the institute to the trustees of the institute, who shall give bond in the amount to be set by the governor and council, but not less than \$5,000 with sureties approved by the governor and council, for its proper disbursement.