

MAINE STATE LEGISLATURE

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

Legislative Document

No. 430

S. P. 179

In Senate, February 3, 1955.

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

CHESTER T. WINSLOW, Secretary.

Presented by Senator Dow of Lincoln.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
FIFTY-FIVE

AN ACT Relating to Commissioner of Education, Deputy Commissioner and Directors.

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

Sec. 1. R. S., c. 41, § 4, repealed and replaced. Section 4 of chapter 41 of the revised statutes is hereby repealed and the following enacted in place thereof :

‘Sec. 4. Commissioner of Education; Deputy and Directors. The head of the Department shall be the Commissioner of Education, as heretofore appointed, who shall be appointed by the State Board of Education whenever a vacancy occurs to serve until his successor is appointed and qualified and who may be removed by the State Board of Education for cause. Any vacancy in the said office shall be filled by appointment in the same manner as hereinbefore provided. The Commissioner shall be executive officer and ex officio secretary of the Board. The Commissioner shall employ a deputy and division directors as may be necessary with the approval of the State Board of Education. The deputy and division directors, as heretofore appointed, shall be under the immediate supervision, direction and control of the Commissioner and shall perform such duties as he may prescribe, except as otherwise provided by law.

The salary of the Commissioner shall be fixed by the State Board of Education. The salary of the Deputy Commissioner and division directors shall be fixed by the Commissioner with the approval of the State Board of Education. Subject to the provisions of the personnel law, appointment of other full-time employees in the Department shall be made by the Board from nominations by the Commissioner.

In the event of a vacancy in the office of the Commissioner because of death, resignation, removal or other cause, the Deputy, division directors, assistants and employees shall continue in office and perform such duties as have been prescribed for or assigned to them, until said vacancy has been filled by the appointment and qualification of a new Commissioner.'

Sec. 2. R. S., c. 41, § 8, amended. Section 8 of chapter 41 of the revised statutes is hereby amended to read as follows:

'Sec. 8. Personnel and organization. The Board, in addition to other duties prescribed by law, shall select, subject to the provisions of the personnel law, such personnel as may be needed for the efficient operation of the department. Appointment of full time employees in the department shall be made by the board from nominations by the commissioner. The Board may, on recommendation of the Commissioner, organize and, from time to time, reorganize the Department into such divisions, branches or sections as may be found necessary or desirable in order that it may perform all proper functions and render maximum service to the operation and improvement of the state system of education.'