

# MAINE STATE LEGISLATURE

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## NINETY - EIGHTH LEGISLATURE

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**Legislative Document**

**No. 1191**

H. P. 835

House of Representatives, March 7, 1957.

Referred to Committee on Legal Affairs. Sent up for concurrence and ordered printed.

HARVEY R. PEASE.

Presented by Mr. Maynard of Portland.

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### STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
FIFTY-SEVEN

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#### AN ACT Relating to Superintending School Committee of City of Portland.

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

Sec. 1. P. & S. L., 1923, c. 109, Art. IV, § 1, repealed and replaced. Section 1 of Article IV of chapter 109 of the private and special laws of 1923 is hereby repealed and the following enacted in place thereof:

‘Sec. 1. Superintending school committee; membership; election; term. The superintending school committee shall be composed of 9 members, each of whom shall be elected by the registered voters of the entire city. Three shall be elected at large from the registered voters of the entire city, and one shall be elected from each of the 6 districts established for the purpose of electing members of the city council under section 1 of Article II, from the registered voters of each district. Each member shall be elected for a term of 3 years and until his successor is elected and qualified, except as otherwise provided in this section. At the first election of members of the superintending school committee after the adoption of this amendment, 9 members shall be elected; 3 members shall be elected at large, the member-elect who shall receive the largest number of votes cast shall hold office for 3 years, the member-elect who shall receive the 2nd largest number of votes cast shall hold office for 2 years and the member-elect who shall receive the 3rd largest number of votes cast shall hold office for 1 year and each shall hold office until his successor is elected and qualified; and 6 members shall be elected, one from each district, the 2 members-elect who shall receive the largest number of votes cast shall hold office for 3 years, the 2 members-elect who shall receive the 2nd largest number of votes cast shall hold office for 2 years and the 2 members-elect who shall receive the 3rd largest num-

ber of votes cast shall hold office for 1 year, and each shall hold office until his successor is elected and qualified.'

**Sec. 2. P. & S. L., 1923, c. 109, Art. IV, § 2, repealed and replaced.** Section 2 of Article IV of chapter 109 of the private and special laws of 1923 is hereby repealed and the following enacted in place thereof:

**'Sec. 2. Chairman, election, term.** At the first meeting, or as soon thereafter as possible, the superintending school committee shall elect one of its members as chairman for the ensuing year and until his successor is elected and qualified, and may fill for the unexpired term any vacancy as chairman that may occur. The city council shall designate one of its members to serve with the superintending school committee, but he shall have no vote and shall serve without compensation.'

**Sec. 3. P. & S. L., 1923, c. 109, Art. IV, § 4, amended.** The next to last sentence of section 4 of Article IV of chapter 109 of the private and special laws of 1923 is hereby repealed and the following enacted in place thereof:

**'Each member shall be entitled to receive as salary the sum of \$350 per year, payable quarterly, for all services rendered.'**

**Referendum; effective date; certificate to Secretary of State.** This act shall take effect 90 days after adjournment of the Legislature, only for the purpose of permitting its submission to the legal voters of the city of Portland at a special election to be held before November 1, 1957. Such special election shall be called, advertised and conducted according to the law relating to municipal elections; provided, however, that the board of registration in said city of Portland shall not be required to prepare for posting, nor the city clerk to post, a new list of voters; and for the purpose of registration of voters, said board shall be in session the 3 secular days preceding such election, the first 2 days thereof to be devoted to the registration of voters and the last day to enable the board to verify the corrections of said lists and to complete and close up their records of said sessions.

The city clerk shall prepare the required ballots, on which he shall reduce the subject matter of this act to the following question: "Shall 'An Act Relating to Superintending School Committee of City of Portland,' passed by the 98th Legislature, be accepted?" And the voters shall indicate by a cross or check mark placed against the words "Yes" or "No" their opinion of the same.

This act shall take effect for the purpose of nominating and electing officers hereunder immediately upon its acceptance by a majority of the legal voters at said election, and for all other purposes it shall take effect on the 2nd Monday in December, 1957; provided the total number of votes cast for and against the acceptance of this act at said election equals or exceeds 20% of the total vote for all candidates for Governor cast in said city at the next previous gubernatorial election.

The result of the vote shall be declared by the municipal officers of the city of Portland and due certificate thereof shall be filed by the city clerk with the Secretary of State.