

# MAINE STATE LEGISLATURE

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

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Legislative Document

No. 1392

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House of Representatives, June 3, 1959

Presented by Senator Cole of Waldo. Read and Adopted in Senate June 3, 1959, and printed under House Rule No. 36.

HARVEY R. PEASE, Clerk

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STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
FIFTY-NINE

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SENATE AMENDMENT "A" to S. P. 285, L. D. 747, Bill, "An Act to Make Valid the Incorporation of School Administrative Districts Nos. 1, 2, 3, 4, 5 and 6."

Amend said Bill by striking out everything after the enacting clause and inserting in place thereof the following:

**Sec. 1. Incorporation ratified.** The incorporation of School Administrative District No. 1 on the 21st day of May, 1958; excepting the Town of Perham, the incorporation of School Administrative District No. 2 on the 17th day of July, 1958; excepting the Town of Liberty, the incorporation of the several municipalities of School Administrative District No. 3 on the 15th day of August, 1958; the incorporation of School Administrative District No. 4 on the 29th day of August, 1958; the incorporation of School Administrative District No. 5 on the 23rd day of September, 1958; and the incorporation of School Administrative District No. 6 on the 14th day of November, 1958, under the Revised Statutes of 1954, chapter 41, sections 111-A to 111-U, are hereby ratified, affirmed and made valid.

All acts and doings of their boards of school directors, in their capacity as school directors, as shown by the records of School Administrative District No. 1, School Administrative District No. 2, School Administrative District No. 3, School Administrative District No. 4, School Administrative District No. 5 and School Administrative District No. 6, are hereby approved, ratified and declared to be valid and legal.

**Sec. 2. Withdrawal of Liberty authorized.** Pursuant to action by the Town of Liberty in a special town meeting duly called and held on the 25th day of March, 1959, the withdrawal of the Town of Liberty from School Administrative District No. 3 is authorized, effective July 1, 1959. Prior to that date the

Town of Liberty shall cause to be chosen a superintending school committee of not less than 3 members, whose terms shall expire at the annual town meetings in successive years, and who shall, after July 1, 1959, perform all the duties required by statute of the superintending school committee.

**Sec. 3. Property transferred to Liberty.** On July 1, 1959, or within 14 days thereafter, the school directors of School Administrative District No. 3 shall convey and deliver to the Town of Liberty all school property and buildings previously transferred by the Town of Liberty to School Administrative District No. 3.

**Sec. 4. Operational expenses, Liberty's share.** As its proportional share of the budget for operational expenses prior to such withdrawal, the Town of Liberty shall pay to School Administrative District No. 3 not later than September 1, 1959, the sum of \$12,978. The remainder of the taxes raised pursuant to the warrant of the directors of School Administrative District No. 3, dated March 23, 1959, shall not be paid to the said district, but may be appropriated by the said town for the maintenance of public schools.

**Sec. 5. Outstanding indebtedness, Liberty's share.** As its share of the outstanding indebtedness of the municipalities within School Administrative District No. 3, for the amortization of which the said district has become responsible, the Town of Liberty shall pay to School Administrative District No. 3 the sum of \$5,000 in 5 equal payments, the first such payment to be made on October 1, 1959 and the remaining payments on the same day each year thereafter.

**Sec. 6. Educational subsidy for Liberty.** For 1959, the Commissioner of Education shall apportion to the Town of Liberty one-half of the educational subsidy to which it, as a single town, is entitled under the Revised Statutes of 1954, chapter 41, sections 237-D and 237-E. He shall apportion to School Administrative District No. 3 the educational subsidy to which it is entitled as a school administrative district, reduced by such payment to the Town of Liberty.

**Sec. 7. Liberty allocated to School Supervisory Union No. 67.** Upon withdrawal from School Administrative District No. 3, the Town of Liberty shall again be allocated to School Supervisory Union No. 67 for the purpose of employing a superintendent of schools, subject from time to time to adjustment in the grouping of school administrative units in accordance with the Revised Statutes of 1954, chapter 41, section 77.

**Sec. 8. Liabilities of Liberty.** Upon conveyance of school property and buildings to the Town of Liberty as provided in section 3, School Administrative District No. 3 shall have no further liability to the Town of Liberty nor responsibility for the operation of its public schools. Upon payment to School Administrative District No. 3 of the sums provided in sections 4 and 5, the Town of Liberty shall have no further liability or responsibility relative to the operations of School Administrative District No. 3, and the treasurer of School Administrative District No. 3 shall no longer be empowered to levy upon the

real and personal property within said Town of Liberty. The school director previously elected by the Town of Liberty shall cease to serve as one of the school directors of School Administrative District No. 3 and he shall hold no office whatsoever by virtue of that election as school director.

**Sec. 9. Withdrawal of Perham authorized.** Pursuant to action by the Town of Perham in a special town meeting duly called and held on the 18th day of April, 1959, the withdrawal of the Town of Perham from School Administrative District No. 2 is authorized, effective on the first day of July, 1959. Prior to that date, the Town of Perham shall cause to be chosen a superintending school committee of not less than 3 members in accordance with the Revised Statutes of 1954, chapter 41, section 46, as amended, which shall, after July 1, 1959, perform all the duties required by statute of the superintending school committee.

**Sec. 10. Property transferred to Perham.** The said superintending school committee of the Town of Perham shall, on July 1, 1959, or within 14 days thereafter, request in writing that the directors of School Administrative District No. 2 convey the title to such school real property and buildings, and personal property, as heretofore conveyed by the Town of Perham to School Administrative District No. 2, and upon receipt of such request in writing, the directors of School Administrative District No. 2 shall forthwith make such conveyance to the Town of Perham.

**Sec. 11. Operational expenses, Perham's share.** As its proportionate share of the budget assessed by School Administrative District No. 2 against the Town of Perham for operational expenses of School Administrative District No. 2 for the fiscal years 1958-1959 and 1959-1960, prior to such withdrawal, the Town of Perham shall pay to School Administrative District No. 2, not later than September 1, 1959, its percentage of the amount due School Administrative District No. 2 for operational expenses incurred during the school year 1958-1959, and ending at the termination of school in 1959, less the amount which the Town of Perham has paid to School Administrative District No. 2 towards the 1959-1960 budget.

**Sec. 12. Subsidy payment for Perham.** The Commissioner of Education shall apportion to the Town of Perham its state school subsidy as provided in the Revised Statutes of 1954, chapter 41, section 237-E, for the years 1959 and 1960, deducting from the 1959 subsidy payment any sum due to School Administrative District No. 2 for its proportionate share of operational expenses incurred by School Administrative District No. 2 to the end of the school year 1959.

**Sec. 13. Director representing Perham.** Upon the withdrawal of the Town of Perham from School Administrative District No. 2, the duly elected director representing the Town of Perham now serving on the Board of Directors of School Administrative District No. 2 shall no longer be a member of the Board of Directors of School Administrative District No. 2.

**Sec. 14. Liability of Perham.** The School District Commission of Maine shall have the power and authority to determine what sum or sums shall be

due from the Town of Perham to School Administrative District No. 2, and upon payment of said sum or sums by the Town of Perham, the liability of the Town of Perham to School Administrative District No. 2 shall cease.

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