

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

FIFTY-NINTH LEGISLATURE

OF THE

STATE OF MAINE.

1880.

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PUBLIC LAWS
OF THE
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1880.

CHAP. 229 and if found guilty of being intoxicated in the streets or highways, or of being intoxicated in his own house or any other building or place, and becoming quarrelsome and disturbing the public peace, or that of his own or any other family, he shall be punished by fine not exceeding ten dollars, or by imprisonment in the common jail or house of correction, and to labor not exceeding thirty days. For the second offense such person may be punished by fine not exceeding twenty dollars, or by imprisonment and to labor not more than ninety days. The judge or justice may remit any portion of said punishment, and order the prisoner discharged whenever he shall become satisfied that the objects of this law and the good of the public and the prisoner would be advanced thereby.'

Judge may remit portion of punishment.

Approved March 18, 1880.

Chapter 229.

An act to amend chapter one hundred and twenty-four of the Public Laws of eighteen hundred and seventy-three, entitled "An Act in aid of Free High Schools," as amended by chapter thirty-three of the Public Laws of eighteen hundred and seventy-five.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Sec. 1, ch. 124, public laws 1873 as amended by ch. 33, public laws 1875 amended.

SECT. 1. Section one of chapter one hundred and twenty-four of the public laws of eighteen hundred and seventy-three, entitled "An Act in aid of Free High Schools," as amended by chapter thirty-three of the public laws of eighteen hundred and seventy-five, is hereby further amended by substituting for the words "five hundred" in the sixth line thereof, the words 'two hundred and fifty,' so that said section, as amended, shall read as follows :

State aid to free high schools.

'**SECT. 1.** When any town shall have established and maintained a free high school as provided by this act, for at least ten weeks in any one year, such town on complying with the conditions herein set forth, shall be entitled to receive from the state one-half the amount actually expended for instruction in said school, not however exceeding two hundred and fifty dollars from the state to any one town; *provided*, that no town shall be entitled to such state aid unless the appropriation and expenditure for such school on the part of said

—amount.

Proviso.

town, has been exclusive of the amounts required by law to be expended for common school purposes. Such state aid shall be paid from the state treasury on and after the first day of December of each year, upon certification by the governor and council as provided by item eight. But whenever a town or district shall desire to draw its state aid semi-annually, such state aid shall be paid from the state treasury on and after the first day of June and the first day of December, of each year; *provided*, that the superintending school committee of such town shall make, semi-annually, before the first day of June and first day of December, such report as is required in section eight.'

CHAP. 229

How paid.

Proviso.

SECT. 2. Section four of the same act is hereby amended by inserting before the word "academic" in the second line, the word 'english;' and by inserting after the word "agriculture" in the fourth line, the words, 'but the ancient or modern languages shall not be taught in said schools except wholly at the expense of the city, town, district, or union of districts maintaining such school or schools,' so that said section, as amended, shall read as follows :

Sec. 4 amended.

'SECT. 4. The course of study in the free high school contemplated by this act, shall embrace the ordinary english academic studies, especially the natural sciences in their application to mechanics, manufacturers and agriculture; but the ancient or modern languages shall not be taught in said schools except wholly at the expense of the city, town, district or union of districts maintaining such school or schools. But any town having one or more graded schools, with a prescribed course of study, including the branches latin, greek and french established at the time of the passage of this act, shall be allowed to avail itself of this act without causing any change in the prescribed course or courses of study. Such school or schools, when established by any town or union of towns, shall be free to all the youth in such town or towns, on such attainments of scholarship as shall be fixed by the superintending school committee or committees having the supervision of said school or schools. When such school is established by any school district or union of school districts, it shall be free in the same manner to the scholars within such district or districts, and also open to scholars passing the required examination from without such district or districts; but within the town or towns in which said dis-

Course of study, what it shall embrace.

Exception.

Schools to be free to youth in town or district.

CHAP. 229

S. S. committees may admit pupils from without town on payment of tuition.

trict or districts are situated, on the payment to the agent of the district in which such school is located, of such tuition, to be fixed by the superintending school committee or committees having the supervision of the same, as shall be equivalent to the cost per scholar of maintaining such school, after deducting the aid extended by the state. Whenever in the judgment of the superintending school committee or committees having the supervision of any free high school or schools, the number of pupils in the same may be increased without detriment; scholars from without the town or towns, directly interested in such school or schools, may be admitted to the same on passing the required examination and paying such tuition as may be fixed by such committee, to the treasurer of the town in which the school is kept, when the school is maintained by a town or union of towns, or to the agent of the district in which the school is kept, when such school is maintained by a district or union of districts.'

Sec. 8, amended.

SECT. 3. Section eight of the same act is hereby amended by adding thereto the following provision: 'Any person or persons connected with the management of such free high schools, either as teacher, school agent, school committee or supervisor, who shall in any way aid or abet in defrauding the state into the payment, in support of said schools, of more than is contemplated by the spirit and tenor of this act, shall be punished by a fine of not less than five hundred dollars, or by imprisonment in the county jail for not less than one year,' so that said section, as amended, shall read as follows:

* S. S. committee to make annual returns.

'SECT. 8. The superintending school committee or committees having the supervision of any free high school or schools, shall annually before the first day of December, make returns under oath to the superintendent of common schools, on blanks prepared and sent out by him, of the amount appropriated and also the amount expended by each town or school district for instruction in such free high school or schools during the current year; also of the amount appropriated and the amount expended for common school purposes by each town or school district maintaining such free high school or schools; the number of weeks which such school or schools have been taught; the wages paid each teacher; the number of pupils registered; the average attendance; the number of pupils in each branch of study pursued, and the amount received for tuition. If the super-

intendent of common schools shall be satisfied that the provisions of this act have been complied with, he shall certify to the governor and council the sum which each town or district is entitled to receive from the state under this act. If any town or district is dissatisfied with the decision of the superintendent of common schools, such town or district may appeal to the governor and council. The governor and council shall issue a certificate to the treasurer of the town, or agent of the district, for such amount as they may adjudge such town or district is entitled to receive from the state treasury. Any person or persons connected with the management of such free high schools, either as teacher, school agent, school committee or supervisor, who shall in any way aid or abet in defrauding the state into the payment in support of said schools, of more than is contemplated by the spirit and tenor of this act, shall be punished by a fine of not less than five hundred dollars, or by imprisonment in the county jail for not less than one year.'

SECT. 4. All acts inconsistent with this act are hereby repealed.

Approved March 18, 1880.

CHAP. 230

Superintendent of common schools to make awards.

—appeal.

Governor and council to certify amount to treasurer.

Penalty for defrauding state.

Inconsistent acts repealed.

Chapter 230.

An act to amend section five of chapter seventy-eight of the Revised Statutes as amended by chapter sixty-two of the Public Laws of eighteen hundred and seventy six, as amended by chapter two hundred and twelve of the Public Laws of eighteen hundred and seventy-seven, relating to Election Returns.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Section five of chapter seventy-eight of the revised statutes as amended by chapter sixty-two of the public laws of eighteen hundred and seventy-six, as amended by chapter two hundred and twelve of the public laws of eighteen hundred and seventy-seven, is amended as follows, viz : by inserting after the word "returned," in the third line of said section as amended, the words 'and have the same tabulated ;' by inserting after the word "opened," in the tenth line of said section, the words 'and tabulated ;' and by inserting after the word "correction" in the eleventh line the words 'and during said twenty days any person voted for, either personally, by or

Sec. 5, ch. 78, R. S., as amended by ch. 62, public laws 1870, as amended by ch. 212, public laws 1877 amended.