

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

Eighty-sixth Legislature

OF THE

STATE OF MAINE

From April 4, 1931, to March 31, 1933

AND MISCELLANEOUS STATE PAPERS

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PUBLIC LAWS
OF THE
STATE OF MAINE

As Passed by the Eighty-sixth Legislature

1933

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held in accordance with the initiative or referendum provisions of the constitution of Maine, and elections to vote upon amendments to the constitution of Maine.'

Approved March 23, 1933.

Chapter 137.

AN ACT Relating to the Construction and Maintenance of Bridges on State Highways.

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

P. L., 1931, c. 93, § 1 repealed. Section 1 of chapter 93 of the public laws of 1931 is hereby repealed and the following enacted in place thereof:

'Sec. 1. Bridges to be cared for by the state. The construction, reconstruction, improvement and maintenance of all bridges on state highways, and all approaches thereto, shall be borne wholly by the state.'

Approved March 23, 1933.

Chapter 138.

AN ACT Relating to State Aid to Academies.

Emergency preamble. Whereas, at this particular period the estimated and probable revenues of the state for the ensuing 2 years will be insufficient to meet the estimated expenditures of the state, based on the requirements of the law as now existing, and

Whereas, it is imperative that the strictest economy be exercised in the disbursement of the public moneys, and

Whereas, economy can be exercised by reducing the amounts paid to academies in the state without seriously crippling the efficiency of the academies, and

Whereas, in the judgment of the legislature these facts create an emergency within the meaning of the constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety, now therefore

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

Sec. 1. R. S., c. 19, § 105, ¶ 1, amended. Paragraph 1 of section 105 of chapter 19 of the revised statutes is hereby amended to read as follows:

'1. State aid to academies. Whenever it shall be made to appear to the governor and council, from returns made as herein provided, that any

incorporated academy in the state is prepared to give instruction equivalent to that required by law to be given in free high schools, that the pupils attending the said academy are qualified to receive such instruction, and that the teachers in the said academy have the qualifications fitting them to give instruction in secondary school studies, such academy shall be entitled to receive annually from the state a sum not exceeding ~~five hundred dollars~~ \$250 in case it maintains an English secondary school course of study as prescribed by the state commissioner of education, or a sum not exceeding ~~seven hundred and fifty dollars~~ \$375 in case it maintains in addition to an English course, a college preparatory course, or a sum not exceeding ~~one thousand dollars~~ \$500 in case it maintains an English course, a college preparatory course, and a training course for teachers; provided, that the courses of study herein named shall be subject to the approval of the said commissioner, and provided, that the amount paid by the state to any academy under this subdivision shall be expended by the said academy for instruction during the year for which payment is made, and shall not exceed the total income of the said academy from all other sources; and provided, further, that in addition to the amount received from the state, a sum equal thereto shall be expended for instruction and maintenance of the academy during said year; and provided, further, that every academy receiving money from the state under this subdivision shall provide instruction as contemplated by this subdivision for not less than 30 weeks in each year; and provided further, that no academy shall be credited with maintaining a course of study under this subdivision unless the said academy shall have an average of not less than 12 students in said course.'

Sec. 2. R. S., c. 19, § 105, ¶ II, amended. Paragraph II of section 105 of chapter 19 of the revised statutes, as amended by chapters 92 and 211 of the public laws of 1931, is hereby further amended to read as follows:

'II. Annual appropriation. For the purpose of placing the academies and institutions of the state which provide instruction beyond the secondary schools but less than 4 years of college, on an educational basis with definite financial aid, the commissioner of education, with the approval of the governor and council, is authorized to issue to such academies as come within the provision set up by the statutes, and in addition to the provisions above stated, and in the same manner, funds as follows: academies with an enrolment of from 20 to 40 pupils, ~~twenty dollars~~ \$10 per capita; 41 to 60 pupils, ~~eighteen dollars~~ \$9 per capita; 61 to 80 pupils, ~~sixteen dollars~~ \$8 per capita; 81 to 100 pupils, ~~fourteen dollars~~ \$7 per capita; 101 to 150 pupils, ~~twelve dollars~~ \$6 per capita; 151 to 200 pupils, ~~ten dollars~~ \$5 per capita; provided, when a slight increase in attendance

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would cause an institution to receive a reduced amount, the commissioner of education shall have authority to make an adjustment. In addition to the sums required for distribution on the above provision, the commissioner of education shall issue such amounts and to such institutions as may be directed by the legislature, but in no case shall the amounts distributed to the academies of the state, automatically or by resolve, exceed the amount provided herein, and there shall be appropriated annually ~~one hundred five thousand dollars~~ \$75,000 to be deducted from the state school fund. It shall be the duty of the commissioner of education to furnish to the education committee of the legislature biennially, and at such times as it may require, a statement of the sums necessary for distribution under the provisions of this subdivision so that the legislature may know the amount available as an adjustment fund within the sum provided. Provided, the restrictions of sections 107, 108, 109, and 110 shall not apply to the distribution of the per capita allowances or the adjustment fund; provided, further, that only those academies that received state aid under the provisions of chapter 247 of the resolves of 1927 shall be eligible to share in the per capita allowance; providing, further, no academy having an average attendance of over 200 pupils shall be eligible to share in the per capita allowance.

Institutions having incomes of over \$2500 from investment funds shall not receive per capita allowance but may share in the adjustment fund.'

Emergency clause. In view of the emergency recited in the preamble, this act shall take effect when approved and shall remain in force and effect for a period of 2 years only.

Approved March 23, 1933.

Chapter 139.

AN ACT Repealing the Law Relating to Auxiliary State Forests.

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

R. S., c. 11, §§ 82-89, repealed. Sections 82 to 89, inclusive, of chapter 11 of the revised statutes, and acts amendatory thereof, are hereby repealed.

Approved March 23, 1933.