

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

ACTS AND RESOLVES
AS PASSED BY THE
Eighty-ninth and Ninetieth
Legislatures

OF THE
STATE OF MAINE

From April 21, 1939 to April 26, 1941
AND MISCELLANEOUS STATE PAPERS

Published by the Revisor of Statutes in accordance
with the Resolves of the Legislature approved June
28, 1820, March 18, 1840, March 16, 1842, and Acts
approved August 6, 1930 and April 2, 1931.

KENNEBEC JOURNAL
AUGUSTA, MAINE
1941

PROPERTY OF THE
STATE OF MAINE
NOT TO BE SOLD

PUBLIC LAWS

OF THE

STATE OF MAINE

As Passed by the Ninetieth Legislature

1941

CHAP. 143

Sec. 11. Repeal. All acts or parts of acts which are inconsistent with the provisions of this act are hereby repealed.

Approved April 1, 1941

Chapter 143

AN ACT Relating to School Tax in Unorganized Territory.

Emergency preamble. Whereas, school taxes in unorganized territories are assessed as of April 1 in each year, and

Whereas, unless this act takes effect immediately assessment of certain school taxes will be under the old law which, at the present time, will create an unbearable burden in certain unorganized territories, and

Whereas, in the judgment of the legislature these facts create an emergency within the meaning of section 16 of Article XXXI of the constitution of Maine, and require the following legislation as immediately necessary for the preservation of public peace, health and safety; now, therefore,

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

R. S., c. 19, § 139, amended. Section 139 of chapter 19 of the revised statutes, as amended by chapter 100 of the public laws of 1933, and by section 3 of chapter 209 of the public laws of 1937, is hereby further amended to read as follows:

'Sec. 139. Limitation of school tax rate for unorganized townships with population of 200 or more. Whenever there are 200 or more persons of all ages resident of an unorganized unit which was formerly a town or plantation, on April 1 of any year, in accordance with the sworn returns of the agent for said unorganized unit duly appointed by the commissioner of education as provided by section 140 of this chapter, the total cost of school privileges provided under sections 133, 134, 135 and 137 of this chapter, for the school year ending on the following June 30, together with an additional charge of 5% for administration, but with deductions for the amount of interest on lands reserved, if any, of said unorganized unit for said school year and the amount said unorganized unit if a town would receive from the state as provided by sections 206, 207, 208, 209 and 210 of this chapter, shall be assessed upon the property of said unorganized unit by the state bureau of taxation and added to the state tax for the said year, provided said assessment shall be limited to a school tax rate of 10 mills on the dollar above the average of school tax rates of the municipalities of the state for the preceding school year. It shall be the duty of the commissioner of education to furnish on or before July 10 of said year to the

state tax assessor a detailed statement of expenditures for school purposes and deductions on account of interest on lands reserved and state school funds credits as hereinbefore provided for such unorganized units, for use in making said tax assessment and as a permanent record thereof. A copy of said statement shall also be furnished the state commissioner of finance, who shall credit the state school fund for the following year with the amount of said tax assessment.'

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

Approved April 1, 1941

Chapter 144

AN ACT Relative to Increase of the State Debt Limit.

Emergency preamble. Whereas, the law increasing the temporary borrowing capacity of the state was passed before authority for enacting such a law was granted by the people; and

Whereas, it is vitally important that the state have the borrowing capacity provided for thereby; and

Whereas, in the judgment of the legislature these facts create an emergency within the meaning of section 16 of Article XXXI 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:

R. S., c. 2, § 89, amended. Section 89 of chapter 2 of the revised statutes is hereby amended to read as follows:

'Sec. 89. **Temporary loan by state.** The treasurer of state is authorized, in any year in which he and the governor and council may deem the same necessary, to negotiate a temporary loan in anticipation of and pending the receipt of taxes levied for such year, and of the proceeds of bonds authorized to be issued, as provided by section 14 of Article IX of the constitution of Maine, as amended. ~~by article forty-two of the constitution~~ The treasurer of state and the governor and council are hereby authorized and directed to pay such loan during such year, and, for the purpose of such loan and the payment thereof there is hereby appropriated for any year in which the treasurer of state and the governor and council may deem it necessary to borrow as aforesaid, the sum of ~~eight hundred thousand dollars~~ \$2,000,000.'

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

Approved April 2, 1941