

# MAINE STATE LEGISLATURE

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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

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Published by the Revisor of Statutes in accordance  
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AUGUSTA, MAINE  
1941

PROPERTY OF THE  
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**PUBLIC LAWS**

OF THE

**STATE OF MAINE**

As Passed by the Ninetieth Legislature

**1941**

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## Chapter 283

### AN ACT Revising the Regulation of the Clamming Industry in Lincoln County.

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

R. S., c. 50, § 54-A, amended. The first paragraph of section 54-A of chapter 50 of the revised statutes, as enacted, is hereby amended to read as follows:

'No person, firm or corporation shall between the 15th day of May and the 1st day of October following, ship, transport, offer for shipment or transportation either directly or indirectly any clams either in the shell or shucked taken from the clam flats of Washington, Hancock, Knox and Waldo ~~and Lincoln~~ counties beyond the limits of the state, and/or to the counties of Sagadahoc, Cumberland, **Lincoln** and York; provided, however, that an exception shall be made to clams which have been canned, packed or barreled, between the 1st day of October and the 15th day of May.'

Approved April 25, 1941 .

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## Chapter 284

### AN ACT Relating to the School Equalization Fund.

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

R. S., c. 19, § 210, amended. Section 210 of chapter 19 of the revised statutes as amended, is hereby further amended by repealing paragraphs numbered I, II, III and VI, and by renumbering and amending paragraphs formerly numbered IV and V so that said section, as amended, shall read as follows:

'Sec. 210. School equalization fund, how apportioned. The school equalization fund shall be apportioned by the commissioner of education to the towns qualified to receive aid from said fund as follows:

IV. I. Whenever any town through its superintendent or superintending school committee shall submit to the commissioner of education a definite plan for consolidation of schools, conveyance of pupils, housing of teachers, standardization of schools, or other projects especially worthy of encouragement, said commissioner shall investigate such plan and upon approval of the same may recommend to the governor and council the payment to such town of an amount, not exceeding \$500 in any one year,

as an encouragement to such plan or project, provided, however, that the total amount available for aid under this paragraph shall not exceed ~~10%~~ \$10,000 of the equalization fund.

~~V. II. Such amount~~ That part of the school equalization fund not apportioned as provided for by the ~~4~~ preceding ~~paragraphs~~ paragraph shall be apportioned to towns wherein ~~a~~ the rate of taxation ~~considerably~~ in excess of the average of ~~rate~~ rates for the several towns of the state fails to produce a school revenue sufficient to ~~secure a reasonable standard of educational efficiency~~ provide adequate funds together with the apportionment from the state school fund and the income from any permanent school fund to maintain a minimum educational program, i.e.,  $\frac{1}{2}$  the cost of conveyance of elementary and secondary school pupils at public expense, \$783 per elementary unit, \$1,305 per secondary unit, and the amount paid for secondary tuition; provided, that the rate of taxation hereinbefore named shall be reckoned on the basis of the amount or amounts actually raised by taxation by the town for the support of elementary and secondary schools for the purposes named in section 212, exclusive of any amounts received from the state. The commissioner of education shall cause a special investigation to be made of the educational facilities of such towns and, whenever it appears to the said commissioner that any town should receive special aid or encouragement for the purpose of raising the standard of qualifications of teachers or of increasing the length of the school year or otherwise adding to the efficiency of the schools, he shall issue to the governor and council a recommendation relative thereto, and the governor and council may draw a warrant in favor of the treasurer of said town ~~for the payment~~ from the equalization fund for an amount to cover the difference between the proceeds of a tax of 12 mills on the valuation of the town as fixed by the state bureau of taxation together with the apportionment from the state school fund and the interest on any permanent school fund, and the cost of a minimum educational program as hereinbefore defined ~~of a sum~~: provided, however, that no town may receive in any year an amount in excess of the proceeds of a levy of 12 mills on the valuation of the town. ~~which~~ The amount apportioned shall be expended under the direction of the superintending school committee of said town in accordance with the recommendation as made by the said commissioner. ~~The said commissioner may expend for the special investigation of educational facilities as herein provided a sum not to exceed \$2,000 which shall be deducted from the equalization fund.~~ Whenever the amount of the equalization fund as now provided by law is less than the sum of the amounts recommended to provide a minimum program in the towns of the state the necessary balance shall be provided from the general funds of the state.'