

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES
AS PASSED BY THE
Ninety-first and Ninety-second
Legislatures
OF THE
STATE OF MAINE

From April 10, 1943 to April 21, 1945
AND MISCELLANEOUS STATE PAPERS
From April 10, 1943 to May 24, 1945

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Private and Special Laws

OF THE

STATE OF MAINE

As Passed by the Ninety-second Legislature

1945

Sec. 17. Power restriction. The rights and powers hereinbefore granted to the authority shall not become effective or operative, except for the purpose of constructing a two pool test plant in Cobscook bay and for supplying the territory comprising the city of Eastport with electric energy for all purposes, until said authority has constructed and completed an electric power plant for the utilization of the power of the tides in said Cobscook bay capable of producing a minimum of 10,000 kilowatts of electric power during a minimum period of 10 hours in every 24 hour period, provided, however, that the authority shall have the power of eminent domain, and such of the other powers herein granted as may be necessary or convenient to the construction and completion of such tidal power plant, and provided further, that the authority shall not have the right at any time to develop electric energy from any source of power other than the power of the tides except as an auxiliary or auxiliaries, to such tidal power plant and that the aggregate installed capacity of such auxiliary or auxiliaries shall not exceed the capacity of said tidal power plant.

Sec. 18. Limitation of act. The rights and powers granted by this act shall terminate at the expiration of 7 years from the day this act becomes effective unless the work of construction of a tidal power plant has actually been commenced before that date and shall so terminate at the expiration of 10 years unless a tidal power plant is then in operation. A tidal power plant shall include a tidal power test plant for the purposes of this section.

Sec. 19. Validity. If any term or provision of this act shall be declared unconstitutional or invalid in whole or in part by a court of competent jurisdiction, then to the extent that it is not unconstitutional or invalid such term or provision shall be enforced and effectuated, and such determination shall not be deemed to invalidate the remaining terms or provisions thereof.

Effective July 21, 1945

Chapter 66

AN ACT Relating to Greeley Institute.

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

P. & S. L., 1913, c. 48, amended. Chapter 48 of the private and special laws of 1913 is hereby amended by adding thereto 4 new sections to be numbered 3-A to 3-D, inclusive, to read as follows:

'Sec. 3-A. Powers of trustees. The trustees are hereby authorized to contract from year to year with the superintending school committee of the town of Cumberland in accordance with section 96 of chapter 37 of the revised statutes of 1944, and when the amount paid under the contract is equal to or exceeds the income of the Institute, in accordance with said section, then the board of trustees is hereby authorized and empowered to choose 3 of their number, who shall not be the selectmen of the said town of Cumberland, to act as a joint committee with the superintending school committee of said town in accordance with said section, and said joint committee shall have all the powers vested in said committee by the provisions of said section and the town shall have all the benefits provided in said section.'

'Sec. 3-B. Powers of joint committee. During any year that a contract is in force between the trustees and the superintending school committee of said town of Cumberland, in accordance with the preceding section, then the powers vested in the board of trustees by section 3 hereof to choose all necessary teachers and have charge of the management and educational work of said Institute are hereby suspended and said powers are hereby transferred to the joint committee to be exercised by them in accordance with the provisions of section 96 of chapter 37 aforesaid.'

'Sec. 3-C. Membership of teachers in retirement system. All teachers now employed by said Institute who have heretofore made contributions under the provisions of the teachers' retirement system (sections 221 to 241, inclusive, of chapter 37 of the revised statutes of 1944), and whose contributions have been accepted as members of the teachers' retirement system are hereby declared to be members of the said retirement system and their membership shall be considered as having become effective as of the date that they were accepted as members if they joined while teaching in said Institute or if they joined prior thereto then they shall receive full credit for the period of their employment at said Institute and all of said teachers and those hereafter employed shall be eligible to membership in the said retirement system while the contract relations continue between the superintending school committee of said town and the trustees of said Institute and said Institute receives at least $\frac{3}{5}$ of its support from the state of Maine or the town of Cumberland.'

'Sec. 3-D. Exception. The maintenance of a free high school by the town of Cumberland on Chebeague Island shall in no way affect the rights to contract as hereinbefore provided.'