

MAINE STATE LEGISLATURE

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

From April 22, 1945 to May 14, 1947
AND MISCELLANEOUS STATE PAPERS
From May 25, 1945 to May 14, 1947

Published by the Revisor of Statutes in accordance
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PUBLIC LAWS
OF THE
STATE OF MAINE

As Passed by the Ninety-third Legislature

1947

Chapter 401

AN ACT Relating to Reimbursing Towns for Tuition for Pupils Attending Secondary Schools.

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

R. S., c. 37, § 99, amended. Section 99 of chapter 37 of the revised statutes, as amended by chapter 93 and by section 2 of chapter 120 and by chapter 199, all of the public laws of 1945; and repealed and replaced by section 36 of chapter 378 of the public laws of 1945, is hereby further amended to read as follows:

'Sec. 99. Reimbursement to towns for tuition and board for pupils attending secondary schools. When any town shall have been required to pay and has paid tuition for pupils attending secondary schools, as provided by section 98, the superintendent of schools of such town shall make a return under oath to the commissioner before the 1st day of September, annually, for the preceding school year, stating the name of each pupil for whom tuition has been paid, the amount paid by the town for each and the name and location of the school which each has attended. Upon the approval of said return, the commissioner shall apportion to such town a sum equal to $\frac{2}{3}$ the amount thus paid by such town. Provided further, that tuition for such pupils may be paid by towns to an amount not exceeding the average cost per pupil for the year preceding that for which the tuition is paid in the school attended by such pupil, except that no payment in excess of said average cost shall be made except by a vote of the town, but such payment by any town shall not exceed ~~\$125~~ \$150 for any pupil for any 1 year, subject to the provisions of section 98, and reimbursement to any town for any 1 year shall not exceed ~~\$275~~ \$1,000. Provided further, that the average cost per pupil shall be determined by ~~dividing the sum of expenditures for instruction, fuel, janitor service, text books, supplies and ordinary minor repairs~~ as follows: (1) Add the amounts paid for teachers' wages, fuel, janitor service, text-books, supplies, ordinary minor repairs, premiums paid on insurance and 3% of the insured value of the school for depreciation; (2) from this amount subtract state and/or federal subsidy paid on teaching positions, courses, or per capita aid on account of this school; (3) divide the difference by the average daily attendance of all regularly enrolled students. Provided further, that any town not maintaining a high school may pay tuition for any student who with parents or guardian resides in said town and who attends an approved school of secondary grade in a town adjacent to the state of Maine in another state, when distance and transportation facilities make attendance in a Maine high school or academy inexpedient; or who attends an

approved school of secondary grade in another state when said school specializes in the correction of physical defects and when by reason of a physical disability the individual requires a specialized type of training available in said school but not obtainable in any approved secondary school in the state of Maine.

Provided, however, that when pupils are sent from one city, town or plantation to an approved secondary school in another, if any accounts for tuition of such pupils are not paid on or before the 1st day of September of that year, the commissioner shall pay such accounts, or so much thereof as he shall find to be rightly due, to the treasurer of the receiving city, town, plantation, academy, institute or seminary at the next regular annual apportionment, together with interest on such accounts at the rate of 6% annually, computed from said 1st day of September, and the commissioner shall charge any such payment against the apportioned fund of the sending city, town or plantation.

When any town shall have been required to pay and has paid board for a youth or youths attending secondary school in accordance with the provisions of section 98, the superintendent of schools of such town shall make a return under oath to the commissioner on a form provided for the purpose before the 1st day of September, annually, for the preceding school year, stating the name and exact residence of each youth for whom board has been paid, the amount paid by the town for each and the name and location of the school which each has attended. Upon the approval of said return, the commissioner shall apportion to such town a sum equal to $\frac{1}{2}$ the amount thus paid by such town but not to exceed \$700 annually for this purpose.'

Effective August 13, 1947

Chapter 402

AN ACT Relating to Applications for Old Age Assistance.

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

Sec. 1. R. S., c. 22, § 260, amended. Section 260 of chapter 22 of the revised statutes, as amended by section 1 of chapter 251 of the public laws of 1945, is hereby further amended to read as follows:

'Sec. 260. Old age assistance provided for; applications. Subject to the qualifications and restrictions contained in sections 256 to 274, inclusive, every person residing in this state shall be entitled to assistance in old age. The amount of assistance which any person shall receive shall be deter-