

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

One Hundredth Legislature

OF THE

STATE OF MAINE

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PUBLIC LAWS
OF THE
STATE OF MAINE

As Passed by the One Hundredth Legislature

1961

Chapter 96

AN ACT Relating to School Administrative Districts Contracting for Secondary Education with other Administrative Units.

Emergency preamble. Whereas, acts of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, in order to provide secondary education for the pupils of many school administrative districts, it is essential that such district have the authority to contract for such education with other administrative units; and

Whereas, the following legislation is vital for the education of the youth of our State; 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. 41, § 111-E, amended. The last paragraph of section 111-E of chapter 41 of the Revised Statutes, as enacted by section 2 of chapter 353 of the public laws of 1959, is amended to read as follows:

'The School District Commission may, in addition to the power conferred in this section, approve the formation of a school administrative district which had not ~~more than 299 nor~~ less than 50 resident secondary pupils educated at public expense in grades 9 through 12 as indicated in the last return to the commissioner ~~of Education~~ under section 71, provided that on the date of the approval there was on file with the commission a contract offer duly authorized and executed running to the proposed school administrative district from a municipality having 100 or more resident pupils educated at public expense in grades 9 through 12 as indicated on the last return to the commissioner ~~of Education~~ under section 71, to take and educate all pupils in grades 9 through 12 in the proposed school administrative district for a period of **from 5 to 20** years. Provided that in combination with the proposed school administrative district the total number of resident high school pupils to be educated in grades 9 through 12 exceeds 300.'

Sec. 2. R. S., c. 41, § 111-E-1, amended. The 2nd paragraph of section 111-E-1 of chapter 41 of the Revised Statutes, as enacted by section 3 of chapter 353 of the public laws of 1959, is amended to read as follows:

'The contract offer shall be reduced to writing and signed by the school board or superintending school committee or someone acting under their authority and shall include but not be limited to the following: It shall contain a provision that the offer may not be revoked for 9 months from the date thereof; a provision spelling out the formula or terms or conditions by which tuition shall be computed but that the tuition to be paid shall not exceed the legal tuition charge provided in this chapter; a provision that the contract offer when accepted shall run for a period of **from 5 to 20** years and that the contract

upon its acceptance cannot be changed, altered or amended, or mutually rescinded except as permitted by special act of the Legislature.'

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

Effective March 14, 1961

Chapter 97

AN ACT Relating to Deduction of Sentence in County Jails.

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

R. S., c. 89, § 183, repealed and replaced. Section 183 of chapter 89 of the Revised Statutes is repealed and the following enacted in place thereof:

'Sec. 183. Deduction of sentence. Each convict, who, in the opinion of the sheriff, has faithfully observed all the rules and requirements of the jail, shall be entitled to a deduction of 2 days a month from the term of his sentence, commencing on the first day of his arrival at the jail. An additional one day a month may be deducted from the sentence of those convicts who are assigned duties outside the jail, or those convicts within the jail who are assigned to work deemed by the sheriff to be of sufficient importance and responsibility to warrant such deduction. This section shall apply to the sentences of all convicts now or hereafter confined within the jail.'

Effective September 16, 1961

Chapter 98

AN ACT Relating to Emergency Location of Governments for State Political Subdivisions.

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

R. S., c. 1, §§ 45-47, additional. Chapter 1 of the Revised Statutes, as amended, is further amended by adding 3 new sections to be numbered 45 to 47, to read as follows:

'Emergency Location of Local Governments.

Sec. 45. Emergency location of local governments. Whenever, due to an emergency resulting from the effects of enemy attack, or the anticipated effects of a threatened enemy attack, it becomes imprudent, inexpedient or impossible to conduct the affairs of local government at the regular or usual place or places thereof, the governing body of each political subdivision of this State may meet at any place within or without the territorial limits of such political subdivision on the call of the presiding officer or any 2 members of such governing body, and shall proceed to establish and designate by ordinance, resolution or other manner, alternate or substitute sites or places as the emergency temporary loca-