

# MAINE STATE LEGISLATURE

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# ACTS AND RESOLVES

AS PASSED BY THE

One Hundredth Legislature

OF THE

STATE OF MAINE

Published by the Director of Legislative Research in accordance with  
the Revised Statutes of 1954, Chapter 10, Section 27, Subsection VI.

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1961

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**PUBLIC LAWS**  
OF THE  
**STATE OF MAINE**

As Passed by the One Hundredth Legislature

**1961**

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

Effective April 24, 1961

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## Chapter 245

AN ACT Relating to Disposition of Income from Out of State Children at Governor Baxter State School for the Deaf.

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

R. S., c. 27, § 165, amended. The last sentence of section 165 of chapter 27 of the Revised Statutes is amended to read as follows:

'All income from this or any other source shall be paid to the Treasurer of State and shall be ~~added to the appropriation for the maintenance of said school~~ credited to the General Fund.'

Effective September 16, 1961

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## Chapter 246

AN ACT Relating to Examination of Alleged Insane Criminals before Municipal Courts.

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

R. S., c. 146, § 3-A, additional. Chapter 146 of the Revised Statutes is amended by adding a new section 3-A, to read as follows:

'Sec. 3-A. Examination of insane criminals. A municipal court judge may order a person, who is accused of an offense, to be examined by a physician on the same day as the order, to determine whether or not such person is insane. The cost of such examination shall be paid from the treasury of the county in which the municipal court is located.'

Effective September 16, 1961

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## Chapter 247

AN ACT Relating to Payments to County Law Libraries.

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

R. S., c. 89, § 135, repealed and replaced. Section 135 of chapter 89 of the Revised Statutes, as amended, is repealed and the following enacted in place thereof:

Sec. 135. Payments to county law libraries. The treasurer of each county shall pay annually to the treasurer of the Law Library Association of his county for the uses and benefits of the county law library, as follows:

Androscoggin, \$5,000 for the year 1961 and \$4,250 annually thereafter,

Aroostook, \$4,300 of which \$3,200 shall be for the use and benefit of the county law library in the court house at Houlton in said county and \$1,100 shall be for the use and benefit of the county law library in the court house at Caribou in said county,

Cumberland, \$3,000 for the year 1961 and \$3,000 annually thereafter which shall be paid to the treasurer of the Cumberland Bar Association for the Nathan and Henry B. Cleaves Law Library,

Franklin, \$1,750,

Hancock, \$3,000,

Kennebec, \$3,250,

Knox, \$1,700,

Lincoln, \$2,000,

Oxford, \$4,500 of which \$2,250 shall be for the use and benefit of the county law library at South Paris and \$2,250 shall be for the use and benefit of the county law library at Rumford,

Penobscot, \$2,250,

Piscataquis, \$1,500,

Sagadahoc, \$1,500,

Somerset, \$3,500,

Waldo, \$1,500,

Washington, \$1,500,

York, \$4,500 for the year 1961 and \$4,000 annually thereafter.

The treasurer of each county shall also pay to the treasurer of the Law Library Association of his county all money received from persons admitted upon motion to practice in courts of record as attorneys without a certificate from the Board of Examiners of Applicants for Admission to the Bar.

The treasurer of each Law Library Association shall account to the county commissioners of his county for all receipts and disbursements made under this section.'

Effective September 16, 1961

## Chapter 248

### AN ACT Relating to Tuition for Pupils Attending Secondary School Outside of Residence.

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

**Sec. 1. R. S., c. 41, § 107, amended.** The first 2 sentences of the 2nd paragraph of section 107 of chapter 41 of the Revised Statutes, as last repealed and replaced by section 4 of chapter 259 of the public laws of 1959, are amended to read as follows:

'In the case of any youth attending school, under conditions as provided for in the preceding paragraph, in schools in which the ~~enrollment of tuition students is 10% or more of the total enrollment or attending any community high school or administrative district secondary school~~ average daily membership, as reported in the preceding year, is 100 or more students, and the school offers at least 2 occupational courses, the annual tuition shall not exceed ~~115%~~ 125% of the average cost per pupil in all secondary schools of the State for the ~~pre-~~ceding current fiscal year; except that, ~~in a secondary school in which the enrollment of tuition pupils is less than 10% of the total enrollment or in which for schools with fewer than 100 pupils enrolled or not offering at least 3 courses of study, 2 of which are 2 or more occupational courses, are not offered~~ the tuition shall not exceed the average cost per pupil in all secondary schools of the State for the ~~pre-~~ceding current fiscal year. Said tuition shall be paid by the administrative unit in which said youth resides and said tuition shall be payable for the fall term of school on January 1st; for the winter term of school on April 1st; ~~and for the spring term of school on July 1st and in full on or before August 1st following the close of the school year.'~~

**Sec. 2. R. S., c. 41, § 108, amended.** The 2nd and 3rd sentences of section 108 of chapter 41 of the Revised Statutes, as amended by section 62 of chapter 364 of the public laws of 1957, are further amended to read as follows:

'Tuition charges for each pupil may be paid by administrative units to an amount not exceeding the receiving school's average cost per pupil for the ~~current~~ fiscal year ~~preceding that for which the tuition is paid~~; except that payments in excess of said average cost may be made by vote of the sending administrative unit, but such payment by an administrative unit for any pupil for any one year shall be subject to the limitations of section 107. The average cost per pupil shall be determined as follows: (1) Add the amounts paid for certified ~~or licensed~~ teachers' salaries, fuel, janitor service, textbooks, supplies, utility services, premiums paid on insurance and ~~6%~~ 8% of the insured value of the school buildings and equipment, said sums to be taken from reports filed with the commissioner in the year for which tuition is being computed, (2) divide the total by the average daily membership of all regularly enrolled students of the preceding school year.'

Effective September 16, 1961