

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.

KENNEBEC JOURNAL

AUGUSTA, MAINE

1961

PUBLIC LAWS
OF THE
STATE OF MAINE

As Passed by the One Hundredth Legislature

1961

Chapter 302

AN ACT Providing for Local Option to Transport School Children to Other Than Public Schools Without State Subsidy.

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

R. S., c. 90-A, § 12, sub-§ III, ¶ E, additional. Subsection III of section 12 of chapter 90-A of the Revised Statutes, as enacted by section 1 of chapter 405 of the public laws of 1957 and as amended by chapter 20 of the public laws of 1959, is further amended by adding a new paragraph E, to read as follows:

'E. Providing for the transportation of school children to and from schools other than public schools, except such schools as are operated for profit in whole or in part, subject to the following conditions:

1. Such sums shall not be considered in computing the net foundation program allowance on which state subsidy is computed under chapter 41, section 237-D. This subparagraph shall not apply to an administrative unit which transports children to a school pursuant to chapter 41, sections 105 and 107.

2. The superintendent of schools in each municipality that conveys such school children shall annually on or before April 1st make a return to the Commissioner of Education, showing the number of school children conveyed to and from schools other than public schools in such manner as the commissioner may require. Any municipality which fails to make the return shall be subject to chapter 41, section 31. The commissioner shall compute the school children transportation costs in the net foundation program by deducting from the total school children transportation cost that percentage that the number of school children being transported to schools other than public schools bears to the total number of school children being transported by the municipality.

3. Paragraph E shall not be effective in any city until a majority of the legal voters, present and voting, at any regular election so vote, and shall not be effective in any town until an article in a town warrant so providing shall have been adopted at an annual town meeting. The question in appropriate terms may be submitted to the voters at any regular city election by the municipal officers thereof and shall be so submitted upon petition of at least 20% of the number of voters voting for the gubernatorial candidates at the last state-wide election in that municipality. Such petition shall be filed with the municipal officers at least 30 days before such regular election. When a municipality has voted in favor of adopting paragraph E, said paragraph shall remain in effect until repealed in the same manner as provided for its adoption.'