

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

One Hundred and Second Legislature

OF THE

STATE OF MAINE

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PUBLIC LAWS
OF THE
STATE OF MAINE
AS PASSED BY THE
One Hundred and First Legislature
AT THE
SPECIAL SESSIONS

January 6-17, 1964

September 28-30, 1964

Whereas, under the present statutes there is no law governing false reports and alarms to state and county law enforcement departments; and

Whereas, such false reports and alarms have been made to such departments without such departments having authority to act; and

Whereas, such false reports and alarms are dangerous to the welfare and public safety of the people of Maine; and

Whereas, the following legislation is vitally necessary to prevent such false reports and alarms; 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:

R. S., c. 136, § 16, repealed and replaced. Section 16 of chapter 136 of the Revised Statutes, as amended by section 217 of chapter 402 of the public laws of 1963, is repealed and the following enacted in place thereof:

'Sec. 16. False alarms and reports to municipal, county and state departments. Whoever calls out or makes a false report to any fire department, police department, State Police Department, sheriff's department or any state law enforcement agency or other municipal department or state department, or any portion or persons thereof, by giving a false alarm, call or report, knowing it to be false, to such department, or to any officer, member or employee thereof by any means whatsoever or knowingly and willfully causes to be given by any means whatsoever, any such false alarm, call or report, when such offense is of a high and aggravated nature, shall be deemed guilty of a felony and on conviction thereof shall be punished by a fine of not more than \$500 or by imprisonment for not more than 2 years; but when such offense is not of a high and aggravated nature, shall be deemed guilty of a misdemeanor and on conviction thereof shall be punished by a fine of not more than \$100 or by imprisonment for not more than 11 months.'

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

Effective January 17, 1964

Chapter 432

AN ACT to Correct an Inconsistency in the Educational Foundation Program Allowance and Providing for Supplemental Payments of 1963 and 1964 Educational Subsidies for Various Special Programs.

Emergency preamble. Whereas, the 101st Legislature updated the per pupil allowances of the foundation program in compliance with the intent expressed in chapter 41, section 237-D of the Revised Statutes of 1954, as amended; and

Whereas, the 101st Legislature changed the method of computing the foundation program by changing from average daily membership to resident average daily membership; and

Whereas, the 101st Legislature eliminated the subtraction of tuition receipts from the computation because of the change in pupil count; and

Whereas, the same wording change was inadvertently made in section 237-C which defines net operating costs; and

Whereas, the change in section 237-C would cause the State to pay state aid twice on the same students; and

Whereas, if not corrected this inconsistency in section 237-C would require an appropriation of approximately \$200,000 for additional subsidy payments in 1964 to comply with the law; and

Whereas, appropriations for the payment to local administrative units of subsidies for special educational programs in both 1963 and 1964 are insufficient to meet the commitments of the Revised Statutes of 1954, chapter 41, as amended, requiring said subsidies to be prorated at substantially less than full amounts; and

Whereas, supplemental appropriations are required immediately to provide the necessary funds to support these special educational programs; 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, § 237-C, sub-§ II, amended. The last paragraph of subsection II of section 237-C of chapter 41 of the Revised Statutes as enacted by section 1 of chapter 364 and repealed and replaced by section 1 of chapter 443, both of the public laws of 1957 and as amended, is further amended to read as follows:

‘Expenditures made for the purposes listed in this subsection, as reduced by ~~tuition collections and other~~ school maintenance incidental receipts, ~~not including tuition~~ as prescribed in section 237-D, except that income received from a ministerial and school fund shall not be deducted, shall constitute the net operating cost for the purposes of section 237-E;’

Sec. 2. Appropriating moneys for the supplemental payment of special education subsidies. To provide for the supplemental payment of special education subsidies in the fiscal year ending June 30, 1964 and to provide additional funds for the payment of special educational subsidies in the fiscal year ending June 30, 1965, there is appropriated from the funds made available through section 3 the sum of \$241,800, the distribution of which, by account and line category, is as follows:

Department	1963-1964
EDUCATION, DEPARTMENT OF	
Vocational Education	
All Other	\$ 63,360

of which \$30,860 is to be expended during the 1963-1964 fiscal year and \$32,500 is to be carried at June 30, 1964 and expended during the 1964-1965 fiscal year for the same purposes.

Department 1963-1964

Driver Education

All Other 38,000

of which \$17,100 is to be expended during the 1963-1964 fiscal year and \$20,900 is to be carried at June 30, 1964 and expended during the 1964-1965 fiscal year for the same purposes.

Special Education of Mentally Retarded Children

All Other 124,745

of which \$58,745 is to be expended during the 1963-1964 fiscal year and \$66,000 is to be carried at June 30, 1964 and expended during the 1964-1965 fiscal year for the same purposes.

Industrial Education

All Other 11,883

of which \$5,683 is to be expended during the 1963-1964 fiscal year and \$6,200 is to be carried at June 30, 1964 and expended during the 1964-1965 fiscal year for the same purposes.

Secondary Education of Island Children

All Other 3,640

of which \$860 is to be expended during the 1963-1964 fiscal year and \$2,780 is to be carried at June 30, 1964 and expended during the 1964-1965 fiscal year for the same purposes.

Professional Credits-Training of Teachers
of the Mentally Retarded

All Other 172

of which \$22 is to be expended during the 1963-1964 fiscal year and \$150 is to be carried at June 30, 1964 and expended during the 1964-1965 fiscal year for the same purposes.

Sec. 3. Deductions. To provide the necessary funds for the payments of special education subsidies as set forth in section 2, there is hereby appropriated to be deducted from funds made available to the Department of Education for general purpose aid through provisions of the private and special laws of 1963, chapters 168, 183 and 185, the following amount:

EDUCATION, DEPARTMENT OF 1963-1964

General Purpose Aid

All Other (\$241,800)

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