

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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STATE OF MAINE
AS PASSED BY THE
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Sec. 2. R. S., T. 20, § 1292, amended. The first paragraph of section 1292 of Title 20 of the Revised Statutes is amended to read as follows:

'When any administrative unit shall have been required to pay and has paid tuition for pupils attending secondary schools, as provided by section 1291, the superintendent of schools of such administrative unit shall make a return under oath to the commissioner before the first 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 administrative unit for each and the name and location of the school which each has attended. 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, 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 1291. The average cost per pupil shall be determined as follows: (1) Add the amounts paid for certified teachers' salaries, fuel, janitor service, textbooks, supplies, utility services, premiums paid on insurance and 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. The State, an administrative unit or academy average cost per pupil shall be determined as follows: (1) All expenditures for secondary education shall be included except expenditures for community services, capital outlay, debt retirement, tuition and transportation from July 1st to June 30th of a given year; (2) the expenditures thus obtained shall be divided by the average daily membership of all regularly enrolled students for the same year. Said per pupil cost shall be increased by 7% and in addition an administrative unit or academy may add thereto an amount obtained by dividing 5% of the insured value of secondary school buildings and equipment by the average daily membership of all regularly enrolled students for the same year. Any unit which receives state funds as secondary school construction aid under Title 20, section 3518, or federal funds for secondary school construction aid shall have such amount deducted from the allowable insured value of secondary school buildings and equipment in the average cost per pupil computation. Any administrative unit not maintaining a high school may pay tuition for any student who with parents or guardian resides in said administrative unit and who attends an approved school of secondary grade in an administrative unit 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.'

Effective September 3, 1965

Chapter 372

AN ACT Increasing Salaries of Judges of the District Court.

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

R. S., T. 4, § 157, amended. The 4th sentence of section 157 of Title 4 of the Revised Statutes is amended to read as follows:

'Each judge shall receive an annual salary of ~~\$12,000~~ \$13,500 and the Chief Judge shall receive an annual salary of \$14,500.'

Effective September 3, 1965

Chapter 373

AN ACT Relating to Construction and Operation of Intrastate Natural Gas Pipelines.

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

Sec. 1. R. S., T. 35, § 2534, amended. The first sentence of section 2534 of Title 35 of the Revised Statutes is amended to read as follows:

'Upon the filing of the certificate of public convenience and necessity or authorization of the commission, as required in section 2533, and in the case of a corporation organized under the laws of any state other than Maine upon compliance with the applicable provisions of Title 13, chapters 1 to 19, such corporation shall be authorized and empowered to take and hold by right of eminent domain such lands or rights therein as may be necessary in the safe, economical and efficient operation of the pipeline or pipelines and in rendering of adequate service to the public, in the same manner and under the same conditions as set forth in chapter 263, **subject to prior determination by the Public Utilities Commission of the necessity of such taking under the conditions and in accordance with the procedures set forth in sections 3291 to 3294.**'

Sec. 2. R. S., T. 35, § 2535, amended. The last sentence of section 2535 of Title 35 of the Revised Statutes is amended to read as follows:

'Such pipeline or pipelines may be constructed over or across the location of any railroad or other public utility by agreement with such railroad or other public utility or in the event of failure so to agree then with the approval of the Public Utilities Commission and in such **place and manner and under such conditions** as may be determined by said commission, and all work on the property of such railroad or public utility shall be done under the supervision and to the satisfaction of such railroad or public utility, but at the expense of such corporation.'

Effective September 3, 1965

Chapter 374

AN ACT Relating to Shooting Human Being While Hunting.

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

R. S., T. 12, § 2953, amended. Section 2953 of Title 12 of the Revised Statutes is amended to read as follows:

'§ 2953. **Shooting human being while hunting; penalty**

Whoever, while on a hunting trip or in the pursuit of wild game or game birds, negligently or carelessly shoots and wounds, or kills any human being, shall be