

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

One Hundred and Fourth Legislature

OF THE

STATE OF MAINE

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

October 2-3, 1967
January 9-26, 1968
September 18, 1968

Chapter 514

AN ACT to Clarify Authority of Directors of School Administrative Districts to Authorize Loans.

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

Whereas, many School Administrative Districts have issued bonds and notes for the construction of school facilities; and

Whereas, there is some doubt and confusion as to the authority of directors of School Administrative Districts to authorize such loans; and

Whereas, in order to prevent confusion and hardship in school construction, the following legislation is vitally necessary; 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., T. 20, § 304, amended. Section 304 of Title 20 of the Revised Statutes, as amended, is further amended by adding at the end a new paragraph to read as follows:

The board of school directors shall not authorize bonds or notes by resolution pursuant to the foregoing 2 paragraphs if the amount of the proposed issue, together with the amount of any other bonds or notes previously authorized for the same purpose or purposes, exceeds 1% of the total of the last preceding state valuation of all the participating towns, unless the issuance of bonds or notes for the same purpose or purposes shall have previously been approved by a majority of those qualified voters of the district voting at an election called by the school directors and held as provided in section 225.

Sec. 2. Proceedings validated. All action and proceedings taken prior to the effective date of this Act by the school directors or officers of any School Administrative District in connection with the authorization, issuance, sale, execution and delivery of bonds or notes for capital outlay purposes, which bonds or notes were authorized by resolution of the board of school directors pursuant to the last 2 paragraphs of section 304 are validated, confirmed, approved and declared legal in all respects.

Sec. 3. R. S., T. 20, § 3459, amended. The last sentence of the 3rd paragraph of section 3459 of Title 20 of the Revised Statutes, as enacted by section 11 of chapter 224 of the public laws of 1967, is amended to read as follows:

If bonds or notes of the district are issued pursuant to this paragraph, the district shall be reimbursed in each year during which such bonds or notes are outstanding out of moneys appropriated for this purpose, an amount equal to its annual payments of principal and interest on such bonds or notes, which amounts shall be the only state aid for school construction purposes paid or to be paid to the district for said school project or projects, except for any sums which may be paid or payable pursuant to the last 2 sentences of section 3457 on account of sums contributed by the district for the project or projects, and **except for sums paid to the district or certified by the commissioner to be available for payment under this section.**

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

Effective January 17, 1968

Chapter 515

AN ACT Relating to Trucks Carrying Flammable Liquids in Bulk.

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

Whereas, the law requiring trucks carrying flammable liquids to stop at railroad crossings has created great hardship and confusion; and

Whereas, the following legislation is vitally necessary to prevent undue hardship and danger to the inhabitants of Maine who travel by motor vehicles; 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., T. 29, § 959, additional. Title 29 of the Revised Statutes is amended by adding a new section 959, to read as follows:

§ 959. Trucks carrying explosive or flammable cargoes

All motor trucks used for the transportation of high explosives or poisonous or compressed flammable gases, or flammable or corrosive liquids in bulk, whether loaded or empty, shall come to a full stop before crossing any unattended or unautomated railroad grade crossing, such stop to be made at a point not more than 50 feet and not less than 10 feet from the nearest rail. The operator of such vehicle failing to so stop shall be guilty of a misdemeanor and, upon conviction thereof, shall be punished by a fine of not more than \$200. "Flammable