

# MAINE STATE LEGISLATURE

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LAWS  
OF THE  
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND EIGHTH LEGISLATURE

FIRST REGULAR SESSION

January 5, 1977 to July 25, 1977

PUBLISHED BY THE DIRECTOR OF LEGISLATIVE RESEARCH IN  
ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,  
TITLE 3, SECTION 164, SUBSECTION 6.

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PORTLAND LITHOGRAPH COMPANY  
PORTLAND, MAINE  
1977

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PUBLIC LAWS  
OF THE  
**STATE OF MAINE**  
AS PASSED AT THE  
**FIRST REGULAR SESSION**  
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ONE HUNDRED AND EIGHTH LEGISLATURE  
1977

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tion 1203, or as electrician's helper, shall apply for a license as such immediately after commencing such employment or immediately after starting school in an electrical course.

Effective October 24, 1977

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## CHAPTER 296

### AN ACT to Permit State Aid to be Distributed to the Unit or School which the Student Attends.

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

Whereas, there is need to simplify the allocation of subsidy for school operations; and

Whereas, it would be beneficial to eliminate the difference between subsidy allocation and tuition charges for all units sending students to public schools; and

Whereas, pupil costs should reflect actual expenditures and not be subject to sporadic payment of tuition bills; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of the State 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:*

20 MRSA § 966 is repealed and the following enacted in its place:

#### § 966. Annual pupil count; transfer of pupils and state subsidies

1. Superintendent's report to commissioner. Each superintendent of schools, school agent and principal of a private school shall semiannually, on April 15th and October 15th, report to the commissioner the number of pupils in attendance. The report shall also set forth the number of pupils residing in each of the municipalities making up the administrative unit. The report shall be filed on forms to be furnished by the commissioner.

2. Transfer of students; student count for subsidy purposes; no tuition.

A. Whenever it is in the best interest of a resident pupil or pupils and if the parents or legal guardians approve, the superintendents of schools or the school agents may approve a transfer of the pupil or pupils from one administrative unit to another. Any approval given shall be reviewed annually by the superintendents of schools or the school agents.

B. The unit which provides the educational program for such pupil or pupils shall count them in all reports required for purposes of computing state subsidies. For purposes of state aid with state participation as defined in section 3748, subsection 4, such pupil or pupils shall be counted as though they resided in the largest municipality within the administrative unit.

C. No tuition charges between units shall be permitted.

3. Annual approval. All transfers shall be subject to annual approval as provided in subsection 2 and the superintendent or agents shall notify the commissioner whenever such a transfer is approved.

Emergency clause. In view of the emergency cited in the preamble, this Act shall become effective July 1, 1977.

Effective July 1, 1977

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## CHAPTER 297

### AN ACT Concerning the Power of Podiatrists.

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

32 MRSA § 3551 is repealed and the following enacted in its place:

#### § 3551. Definitions

The practice of podiatry is defined as the diagnosis and treatment of the human foot by medical, mechanical or surgical means without the use of anesthetics, except that: The administration and use of local anesthesia shall be permitted by those podiatrists who have been granted a doctorate degree from a school approved by the examiners; or the use of local anesthesia may be used in conjunction with the practice of podiatry by those podiatrists who have not been granted a doctorate degree from a school approved by the examiners when it is administered by a medical or osteopathic physician who assumes responsibility for the administration of anesthesia to a patient being treated by such a podiatrist; or the use of general anesthesia shall be permitted in conjunction with the practice of podiatry when it is administered by a medical or osteopathic physician who assumes responsibility for the administration of that anesthesia to a patient being treated by a podiatrist. For the purposes of this section, a podiatrist is defined as one who administers only such treatment to the human foot. The words "podiatrists" and "chiroprapist," "podiatry" and "chiroprody" shall be construed to be synonymous.

Effective October 24, 1977