

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE
AS PASSED BY THE

ONE HUNDRED AND TENTH LEGISLATURE

SECOND SPECIAL SESSION

September 25, 1981

AND

THIRD SPECIAL SESSION

December 9, 1981

AND

SECOND REGULAR SESSION

January 6, 1982 to April 13, 1982

AND AT THE

FOURTH SPECIAL SESSION

April 28, 1982 to April 29, 1982

AND AT THE

FIFTH SPECIAL SESSION

May 13, 1982

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

J.S. McCarthy Co.
Augusta, Maine
1981

PUBLIC LAWS
OF THE
STATE OF MAINE

AS PASSED AT THE
SECOND AND THIRD SPECIAL SESSIONS

and

SECOND REGULAR SESSION

and

FOURTH AND FIFTH SPECIAL SESSIONS

of the

ONE HUNDRED AND TENTH LEGISLATURE

1981

CHAPTER 690

H.P. 2301 - L.D. 2134

AN ACT to Correct Errors in the Education Laws.

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

Sec. 1. 20 MRSA §222-C, as enacted by PL 1981, c. 442, §5, is repealed and the following enacted in its place:

§222-C. Withdrawal of a single municipality from a School Administrative District

1. Petition. The residents of a participating municipality within a School Administrative District composed of 3 or more municipalities may petition to withdraw from the School Administrative District in the same manner as they would petition for the dissolution of a School Administrative District in accordance with section 222-A, except that only a simple majority vote of those casting valid ballots in the municipality is required before the petition may be presented to the board of directors and to the state board.

2. Procedure. The steps set forth in section 222-A for dissolution apply to the withdrawal of a member municipality from a School Administrative District, except that the responsible committee for preparing the withdrawal agreement will be limited to individuals from the municipality. Instead of a district election, a municipal election shall be conducted and a 2/3 vote of those casting valid ballots in the municipality is required before it may withdraw. Wherever there is reference in the provisions of section 222-A to the term "dissolution," the term "withdrawal" or appropriated similar language shall be substituted.

3. Cost of advisors. The expense of employing competent advisors by the municipality, petitioning to withdraw shall be borne by the municipality and the expense of employing competent advisors by the district shall be borne by the district with the municipality bearing its share according to the district's cost-sharing agreement.

Sec. 2. 20 MRSA § 225, first ¶, as last amended by PL

1981, c. 464, §4, is further amended to read:

When it is necessary to hold a district meeting to approve the issuance of bonds or notes for school construction projects as defined in section 3471, to borrow funds for minor capital costs as defined in section 4743, to approve a change in the selection of a school building site, to approve a change in the method of sharing costs among the member municipalities, to approve an agreement to add another municipality or municipalities to the School Administrative District, to approve an agreement to transfer a participating municipality to another School Administrative District, to approve an agreement to merge with another School Administrative District, or to approve a proposed lease agreement with the Maine School Building Authority, or to authorize the school directors to contract for the schooling of secondary pupils, or to authorize the school directors to dispose of real property, or to accept or reject a prospective gift, the school directors shall be authorized to call such meeting as follows.

Sec. 3. 20 MRSA § 225, sub-§ 2, ¶G, first sentence, as repealed and replaced by PL 1977, c. 78, §127, is amended to read:

The voting at meetings held in towns shall be held and conducted in accordance with Title 30, sections 2061 to 2065, even though the town has not accepted the provisions of Title 30, sections 2061 and 2062, provided that the facsimile signature of the clerk referred to in Title 30, section 2061, subsection 5, paragraph F, shall be that of the chairman of the board of directors and provided that if a district meeting is called to be held simultaneously with a general election or primary election any statewide election the voting in towns shall be held and conducted in accordance with Title 21, except that the duties of the Secretary of State shall be performed by the district directors.

Sec. 4. 20 MRSA §301, Method A, sub-§5, as enacted by PL 1973, c. 552, §4, is amended to read:

5. Municipal officers shall call special elections within 30 60 days, but no earlier than 45 days, of the date of notification by the board of school directors for the purpose of electing directors to serve sections as set forth in the reapportionment plan for the School Administrative District;

Sec. 5. 20 MRSA §301, Method A, sub-§6, first sentence, as enacted by PL 1973, c. 552, §4, is amended to read:

Nomination papers for the position of school director shall be furnished to candidates of each section by the secretary of the School Administrative District at least 10 days before the deadline for the filing of nomination papers.

Sec. 6. 20 MRSA §301, Method A, sub-§7, as enacted by PL 1973, c. 552, §4, is repealed and the following enacted in its place:

7. The ballots shall be prepared in accordance with section 301-A.

Sec. 7. 20 MRSA § 304, 2nd sentence, as amended by PL 1979, c. 691, §1, is further amended to read:

To procure funds for ~~capital outlay purposes, as defined in section 3457, or for school construction projects, as defined in section 3471, or minor capital costs, as defined in section 4743,~~ the school directors of ~~said that~~ district are authorized to issue bonds and notes of the district.

Sec. 8. 20 MRSA §2263, sub-§2, ¶F, as enacted by PL 1979, c. 602, §3, is amended to read:

F. Accept and expend all funds for post-secondary vocational education received by the department from the General Fund, from gifts and donations either from public or private sources which are offered unconditionally, or under conditions approved by the state board, or from fees.

Sec. 9. 20 MRSA §2268, sub-§2, as enacted by PL 1979, c. 602, §3, is amended to read:

2. Limitation. No scholarship may exceed \$250 one semester of tuition in any one year.

Sec. 10. 20 MRSA §2268, sub-§3, ¶B, as enacted by PL 1979, c. 602, §3, is amended to read:

B. Allocation of the balance of the scholarship fund to each institute in the same proportion as the institute's enrollment is of all of the institutes for the fall semester of the ~~current~~ prior year.