

# MAINE STATE LEGISLATURE

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**LAWS**  
OF THE  
**STATE OF MAINE**

AS PASSED BY THE  
  
ONE HUNDRED AND TWELFTH LEGISLATURE

**SECOND REGULAR SESSION**  
January 8, 1986 to April 16, 1986

**SECOND SPECIAL SESSION**  
May 28, 1986 to May 30, 1986

AND AT THE

**THIRD SPECIAL SESSION**  
October 17, 1986

PUBLISHED BY THE DIRECTOR OF REVISOR OF STATUTES IN  
ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,  
TITLE 3, SECTION 163-A, SUBSECTION 4.

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J.S. McCarthy Co., Inc.  
Augusta, Maine

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**PRIVATE AND  
SPECIAL LAWS**

OF THE

**STATE OF MAINE**

AS PASSED AT THE

**SECOND REGULAR SESSION**

of the

ONE HUNDRED AND TWELFTH LEGISLATURE

1985

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G. The standards applied to evaluate the action taken.

The State Planning Office shall forward the information and data provided under this subsection to the Joint Select Committee on Economic Development. The State Planning Office shall not be required to analyze the information and data and shall forward the information and data to the Joint Select Committee on Economic Development upon request of the committee.

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

Effective March 14, 1986.

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## CHAPTER 93

H.P. 1503 - L.D. 2118

### AN ACT to Reapportion the Wells-Ogunquit Community School District.

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

Whereas, the private and special law which created the Wells-Ogunquit Community School District contained an error relating to the method of voting for the school committee of the district; and

Whereas, the error in the law which created the district may impair the ability of the district to obtain financing for a school construction project which has been approved by the voters of the district and by the State Board of Education; 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. P&SL 1979, c. 45, §6, 4th and 5th ¶¶ are amended to read:

If a declared vote is affirmative in regard to the question, there is hereby created a community school district for grades kindergarten to 12 under the Maine Revised Statutes, Title 20 20-A, notwithstanding the formation and organizational requirements of the statute. The community school district, consisting of the Town of Ogunquit and the Town of Wells, shall be deemed to have been formed, organized and in existence on the effective date of this Act as provided in section 5 of this Act. The duties of the trustees of the community school district and the school committee in the organization and management of the affairs of the district in accordance with the Maine Revised Statutes, Title 20 20-A, shall be carried out by a school committee consisting of 6 members, 3 from each town, to be appointed and elected as are trustees under the statute.

The method of voting by members of the school committee shall be in accordance with Method B: Weighted Votes of the Maine Revised Statutes, Title 20 20-A, section 30~~1~~ 1252, except that the 2% limitation contained therein shall not apply and each member from Wells shall have 276 votes and each member from Ogunquit shall have 57 votes. Pursuant to a majority vote of the school committee and with the approval of the Commissioner of Educational and Cultural Services, the weighting of the votes of the members of the school committee may be changed to reflect changes in population as determined by the most recent Federal Decennial Census or Federal Estimated Census. A simple majority of the members of the school committee shall constitute a quorum.

Sec. 2. P&SL 1979, c. 45, §6, is amended by adding after the 5th paragraph the following:

If at any time after July 1, 1986, the State Board of Education determines, pursuant to the Maine Revised Statutes, Title 20-A, section 1255, that the school committee is in need of reapportionment, the school committee shall be reapportioned in accordance with the procedures for reapportionment established in the Maine Revised Statutes, Title 20-A, section 1255, and thereafter, the number of members of the school committee from each town and the weighting of their votes, shall be determined pursuant to the reapportionment procedures.

Sec. 3. Approval and validation. Notwithstanding the provisions of Private and Special Law 1977, chapter 45, section 6, requiring that the method of voting by members of the school committee shall be in

accordance with Method B: Weighted Votes of the Maine Revised Statutes, Title 20, section 301, the votes of the school committee of the Wells-Ogunquit Community School District prior to the effective date of this Act are approved and validated. The votes of the school committee which are approved and validated include, without limitation:

1. All votes relating to the calling and conducting of a district meeting referendum on September 17, 1985, for the purpose of voting on a school construction project and the related issuance of debt; and
2. All votes relating to the issuance of bonds or notes in the name of the district for the purpose of financing the school construction project.

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

Effective March 18, 1986.

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## CHAPTER 94

S.P. 761 - L.D. 1925

AN ACT Transferring Legislative Jurisdiction over Acadia National Park, St. Croix Island International Historic Site, Portsmouth Naval Shipyard, Veterans Administration Center at Togus and the Soldiers' Lots at the Mount Pleasant Cemetery.

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

Sec. 1. Acadia National Park and St. Croix Island International Historic Site; approval of transfer of legislative jurisdiction. The United States Department of the Interior having filed with the Governor by letter dated August 9, 1985, its notice of intention to relinquish to the State that measure of its exclusive legislative jurisdiction over Acadia National Park necessary to establish concurrent legislative jurisdiction between the State and the United States, and to acquire concurrent legislative jurisdiction from the State over all areas in Acadia National Park and St. Croix Island International His-