

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE
ONE HUNDRED AND SEVENTEENTH LEGISLATURE

FIRST SPECIAL SESSION
November 28, 1995 to December 1, 1995

SECOND REGULAR SESSION
January 3, 1996 to April 4, 1996

THE GENERAL EFFECTIVE DATE FOR
FIRST REGULAR SESSION
NON-EMERGENCY LAWS IS
JULY 4, 1996

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

J.S. McCarthy Company
Augusta, Maine
1995

Sec. 11. Other tuition students. Nothing in this Act precludes the school department in the Town of Poland from accepting tuition students from school departments other than those of the towns of Mechanic Falls and Minot.

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

Effective pending referendum.

CHAPTER 54

S.P. 632 - L.D. 1640

An Act to Amend the Laws Regarding the Apportionment of Costs of the Mount Desert Island Regional School District among Member Towns

Mandate preamble. This measure requires one or more local units of government to expand or modify activities so as to necessitate additional expenditures from local revenues but does not provide funding for at least 90% of those expenditures. Pursuant to the Constitution of Maine, Article IX, Section 21, two thirds of all of the members elected to each House have determined it necessary to enact this measure.

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

Sec. 1. P&SL 1963, c. 176, §15 is amended to read:

Sec. 15. Operational, maintenance and capital costs, apportionment among towns. The total annual budgeted expenses of the Mount Desert Island Regional School District ~~shall must~~ be apportioned among the participating towns according to the following formulas: 33% of the total ~~will be is~~ assessed among the participating towns in the same proportion as the percentage of resident pupils of each town enrolled in ~~Grades grades~~ 9 to 12 bears to the total from all towns in ~~said those~~ grades, with the enrollment to be taken as the average of the enrollments of April 1st and December 31st in said those grades of the calendar year preceding that year to which the budget applies; 67% of the total ~~will be is~~ assessed among the participating towns in the same proportion as the State valuation fiscal capacity of each participating town for the year preceding that year to which the budget applies bears to the total for fiscal capacity of all participating towns. The fiscal capacity of a participating town is measured as the average of the state valuation for that town for the 3

most recent years preceding the year to which the budget applies.

Towns entering the district, after it has been duly incorporated as ~~hereinbefore~~ provided, ~~shall~~ have the values for relative enrollment and relative ~~State valuation~~ fiscal capacity, as ~~defined above~~ specified in this section, inserted in the formula in the same manner as outlined ~~above in this section~~; ~~provided, however, except~~ that the total relative percentages for the participating towns within each of the ~~two 2~~ divisions, enrollment and ~~State valuation~~ fiscal capacity, ~~shall must~~ be adjusted to total 100%.

See title page for effective date.

CHAPTER 55

H.P. 1168 - L.D. 1600

An Act to Amend the Charter of Milbridge Water District

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

Sec. 1. P&SL 1981, c. 55, §6, 2nd ¶, as amended by P&SL 1981, c. 92, §§3 and 4, is further amended to read:

As soon as may be after the acceptance of this Act as hereinafter provided, the municipal officers of Milbridge shall appoint 5 trustees of the district to hold office as follows: Two to serve until the first annual election of municipal officers following the acceptance of this Act; 2 to serve until the 2nd annual election of municipal officers following the acceptance; and one to serve until the 3rd annual election of municipal officers following such acceptance. At each annual election of municipal officers, beginning with the first annual election of municipal officers after the acceptance of this Act, as their terms expire, one or 2 trustees as appropriate ~~shall be~~ are elected by ballot to serve until the annual election of municipal officers occurring 3 years thereafter and until their successors are appointed or elected and qualified. Election of trustees ~~shall must~~ be conducted in accordance with the procedures for and at the same time as election of the municipal officers of Milbridge. Each trustee must be 18 years of age or older, a resident of the district and reside in a household to which the district's service is provided. Whenever any trustee who was appointed as a resident of the district ceases to be a resident of the district or reside in a household to which the district's service is provided, he that trustee vacates the office of trustee. All trustees shall be are eligible for reelection. Vacancies in the office of trustee shall must be filled by appointment of by the municipal officers of the town