

# The City of Providence

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

## CHAPTER

No. **628** AN ORDINANCE PROVIDING FOR A SPECIAL ELECTION  
IN THE CITY OF PROVIDENCE ON CERTAIN QUESTIONS RELATING TO THE SCHOOL  
COMMITTEE.

Approved September 18, 1953

*Be it ordained by the City of Providence:*

SECTION 1. A special election is hereby ordered to be held in  
the City of Providence on Tuesday, ~~September 29,~~ *November 3, 1953*, 1953 for the purpose  
of voting upon the following questions:

1. Shall the act in amendment of Section <sup>6 and 22.</sup> 9  
of Chapter 680 of the Public Laws, 1925,  
entitled "An Act Relating to the Management  
and Support of the Public Schools of the  
City of Providence", be approved?
2. Shall the act providing for a School Committee  
of five members appointed by the Mayor with  
approval of the City council, be approved?
3. Shall the act creating an independent school  
~~district,~~ *authority,* be approved? *with separate taxing power.*

SEC. 2. The Secretary of State is hereby requested to submit  
said questions to the qualified electors of the City of Providence at  
the aforementioned election, and the Board of Canvassers and Registra-  
tion, and all other officers whose duty it is to prepare for elections,  
are hereby requested to make such preparations for said election as are  
required by law.

SEC. 3. Said election shall be held either by paper ballot or  
by voting machine as the State Board of Elections may determine  
practical, but in either event, it shall be held in conformity with  
the election laws of the State of Rhode Island.

SEC. 4. The City Clerk is directed to transmit to the Secretary  
of State forthwith upon the passage of this ordinance, a certified copy  
thereof.

SEC. 5. This ordinance shall take effect upon its passage and all  
ordinances and parts thereof inconsistent herewith are hereby repealed.

No.

CHAPTER

AN ORDINANCE PROVIDING FOR A SPECIAL ELECTION IN THE CITY OF PROVIDENCE ON CERTAIN QUESTIONS RELATING TO THE SCHOOL COMMITTEE.

IN CITY COUNCIL

MAR 5 - 1953

FIRST READING REFERRED TO COMMITTEE ON ORDINANCES

*W. Everett Whalen* CLERK

IN CITY COUNCIL  
SEP 3 - 1953  
FIRST READING  
READ AND PASSED  
*W. Everett Whalen*  
CLERK

APPROVED

SEP 18 1953  
*W. Everett Whalen*  
MAYOR

IN CITY COUNCIL  
SEP 17 1953  
FINAL READING  
READ AND PASSED  
*W. Everett Whalen*  
CLERK

AN ACT IN AMENDMENT OF SECTIONS 6 AND 9 OF  
CHAPTER 680 OF THE PUBLIC LAWS, 1925, ENTITLED  
"AN ACT RELATING TO THE MANAGEMENT AND SUPPORT  
OF THE PUBLIC SCHOOLS OF THE CITY OF PROVIDENCE",  
AS AMENDED BY CHAPTER 874 OF THE 1926 PUBLIC  
LAWS, BY CHAPTER 1633 OF THE 1930 PUBLIC LAWS,  
AND CHAPTER 1813 OF THE 1931 PUBLIC LAWS.

SECTION 1. Section 6 of Chapter 680 of the Public Laws, 1925, as amended by Chapter 874 of the 1926 Public Laws, by Chapter 1633 of the 1930 Public Laws, and Chapter 1813 of the 1931 Public Laws, is hereby further amended to read as follows:

"Sec. 6. The board of canvassers and registration shall issue a warrant and otherwise provide for a regular school election to be held on the first Tuesday after the first Monday in November, 1954, at which the electors of each of school districts B, E and G, qualified to vote for general officers, shall elect as a member of the school committee a qualified resident of their respective school districts who shall have been nominated as hereinbefore provided. The board of canvassers and registration shall issue a warrant and otherwise provide for a regular school election to be held on the first Tuesday after the first Monday in November, 1956, at which the electors of each of school districts A, C, D and F, qualified to vote for general officers, shall elect as a member of the school committee a qualified resident of their respective school districts who shall have been nominated as hereinbefore provided. Each of the members of the school committee so elected shall hold office for the term of four (4) years from the first Tuesday in December, next following the date of his election. In like manner the board of canvassers and registration shall issue a warrant and otherwise

provide for a regular school election to be held on the first Tuesday after the first Monday in November, 1958, and biennially thereafter at which the electors, qualified as aforesaid, of each school district for which there is to be a vacancy to be caused by the expiration on the succeeding first Tuesday in December, of the term of the member of the school committee therefor, shall in like manner elect as a member of the school committee for a term of four (4) years from said succeeding first Tuesday in December, a qualified resident of such school district nominated as hereinbefore provided. Notice of all school elections shall be published at least three times prior to such elections in one or more daily newspapers published in the City of Providence. Polls at such elections shall be kept open during the same hours as the polls are kept open for the holding of general elections, and the provisions of the State Election Laws shall apply in like manner to the school elections so far as practicable, and except as otherwise provided herein. The ballot labels required for any voting machine to be used at the school election and any general or special election held on the same day shall be printed and furnished in the same manner and form as required by State Election Laws, and shall contain in alphabetical order and uniform type the names and addresses of the candidates, with a square at right of each name in which a voter may designate his choice. The portion of the ballot devoted to the school election shall contain no specification of political party or principle.

A member of said school committee elected for a definite term shall serve until his successor shall have been elected and shall have qualified. In the event of the death of a candidate entitled to have his name placed on the ballot to be used at any such election prior to the time herein designated for the closing of the polls at said election all proceedings taken under the warrant for an election pursuant to which said election is held shall thereupon become void and of no effect and the board of canvassers and registration shall forthwith declare a failure to elect and issue their warrant for another election to be held in accordance with the provisions of this chapter. In case of failure to elect a member from any school district at any school election held for that purpose, or in case of death, resignation or inability to serve or removal from the city of Providence of the person elected as a member of the school committee, or if for any other cause there shall be a vacancy in the membership of the school committee, the board of canvassers and registration shall immediately issue a warrant and otherwise provide, at the expense of the city of Providence, for an election to elect such a member or fill such vacancy, such election to be held not less than sixty days nor more than seventy days after the issuance of said warrant. At such election a member of the school committee who shall have been nominated in the manner aforesaid shall be elected from the qualified residents of said school district to hold office for the unexpired term of office established as hereinbefore provided.

The chairman of the school committee shall receive a salary of fifteen hundred (\$1500) dollars per year and

the other members shall receive a salary of one thousand (\$1,000) dollars per year. They shall hold no other civil office, except that of notary public, shall be ineligible for employment or appointment by the school committee, and shall not be financially interested directly or indirectly in any contract concerning public schools in the City of Providence.

The present members of the school committee now representing districts B, E and G shall continue to represent said school districts until the members from said districts B, E and G elected under the terms of this act take office on the first Tuesday in December, 1954, at which time the terms of office of the present members of the school committee from districts B, E & G shall cease and determine. The present members of the school committee now representing districts A, C, D and F shall continue to represent said school districts until the members from said districts A, C, D and F elected under the terms of this act take office on the first Tuesday in December, 1956, at which time the terms of office of the present members of the school committee from districts A, C, D and F shall cease and determine."

Sec. 2. Section 9 of Chapter 680 of the Public Laws, 1925, is hereby amended to read as follows:

"Sec. 9. Beginning in the year 1954, the school committee shall annually, in the month of March, file with the city council of the city of Providence its budget, and shall show therein the sum of money required during the next succeeding fiscal year of said city, as an appropriation from the general tax levy, for the support of public schools, including appropriations for pension funds, but not payments of interest or principal or indebtedness incurred for school

purposes, or payments for the purchase of land for school purposes, or for the improvement of the same, or for the construction of school buildings or of additions thereto, or for the furnishing of new buildings or additions to buildings erected for or buildings newly appropriated to school purposes, and the city council shall thereupon appropriate for such support of public schools during such fiscal year the sum of money so shown as required as an appropriation from the general tax levy: PROVIDED, HOWEVER, that the city council shall not be required to so appropriate any sum in excess of one and one-tenth percentum of the current total valuation of real and tangible personal property subject to the general property tax of the city of Providence."

SEC. 3. This act shall take effect upon its passage, and all acts and parts of acts inconsistent herewith are hereby repealed.

AN ACT PROVIDING FOR A FIVE-MEMBER SCHOOL COMMITTEE,  
AND PRESCRIBING ITS POWERS AND DUTIES.

SECTION 1. Within the City of Providence there shall be a school committee, which shall have such powers and exercise such duties as heretofore have been vested in and exercised by the Providence school committee, except as herein otherwise provided.

SEC. 2. For the purposes of this act, the City of Providence shall be divided into five school districts, of which the first, second, third, fourth and fifth senatorial districts as now constituted shall constitute school districts 1, 2, 3, 4 and 5 respectively.

As soon as may be after passage of this act, the mayor of the city of Providence shall appoint, with the approval of the city council, a school committee which shall consist of five members, who shall serve concurrently until the first Monday in January, 1955. One member shall be appointed from each of the five districts. No person shall be eligible for appointment to the committee unless he is a resident and qualified elector in the district from which appointed.

From and after the appointment and qualification of the members of the school committee under the provisions of this act, the school committee of the city of Providence as constituted under the provisions of any law in force at the time of the passage of this act, shall be abolished and the terms of office of the members thereof shall cease and determine.

SEC. 3. On the first Monday in January, 1955, or as soon as may be thereafter, the Mayor shall appoint, with the consent of the city council, three members of the school committee to serve for terms of four years and two other members to serve for terms of two years. Thereafter the successors to said members shall be appointed by the mayor with the consent of the city council to serve a term of four years.

All members of the school committee shall hold their respective offices for the term or terms for which they are respectively appointed and until their successors are duly chosen and qualified and all vacancies shall be filled by the Mayor with the consent of the city council for the remainder of the unexpired term.

SEC. 4. Members of the School Committee shall receive a salary, the amount of which shall be fixed by ordinance of the City Council, but in no event to exceed One Thousand (\$1,000.00) Dollars per year; excepting, however, that the Chairman of said Committee may receive no exceeding Fifteen Hundred (\$1,500.00) Dollars. Until otherwise determined by ordinance the salaries shall be the maximum amounts herein set forth. The members of the School Committee shall be ineligible to hold any other civil office, except that of Notary Public, shall be also ineligible to employment or appointment by the School Committee, and shall not be financially interested, directly or indirectly, in any contract concerning public schools.

SEC. 5. As soon as may be after its appointment and qualification, the school committee shall adopt rules for the conduct of its business, and shall elect one of its members as chairman, and one of its members as secretary. The secretary may employ such clerical assistance as the school committee may direct. The school committee shall elect a superintendent of schools for such term not exceeding five years as it may see fit, provided, however, that this shall not be deemed to impair or affect any tenure of the Superintendent of Schools in office at the time of the passage of this act.

The superintendent of schools shall have such authority and duties as the school committee may determine and as shall be prescribed by law. His salary shall be fixed by the school committee.

SEC. 6. Annually, at the time and in the manner provided by law for all city departments, the school committee shall submit to the Finance Director of the City of Providence an itemized estimate of the anticipated revenue and the proposed expenditures necessary to meet the financial needs of the school department,

including sums for the promotion of health of the school children, for the ensuing fiscal year, together with such supporting and comparative information as the Finance Director may request. The Finance Director, under the supervision of the mayor, may revise the estimates as submitted by the school committee in any form deemed necessary or appropriate. And the mayor shall present to the city council his recommended budget for the operation of said school committee in the same manner as required by law for other city departments.

The City council shall have the power and authority to act on the school budget in the same manner and to the same extent it may act on the budgets of other city departments, and the city council may appropriate funds to the school department in lump sum or in such detail as it deems necessary and appropriate. The total amount or amounts so appropriated to the school department shall include all revenues from whatever source derived, and the department of finance in said city of Providence shall be charged with the responsibility of insuring that no expenditures are made or obligations created by the school committee which are in excess of the amount or amounts so appropriated, or of such amounts as they may be amended by the city council.

SEC. 7. Within the limits of the total amount or the individual amounts appropriated by the city council for the purposes of the school department, the school committee shall have authority and responsibility for the provision of all public school services for the establishment of the classification and compensation of personnel, and for the expenditure of all school funds in accordance with law and the provisions of this act.

The school committee may delegate to the superintendent of schools such authority for the administration of the school service as it may deem advisable.

SEC. 8. When in the judgment of the school committee, . new or additional school buildings or other permanent school

facilities not provided in the annual appropriation ordinance are necessary or desirable, the school committee shall so notify the mayor in writing, which notification shall include a full description of the construction or facilities proposed, an explanation of the need, and an estimate of the probable cost.

The mayor, after investigation, shall recommend to the city council such action on the proposal of the school committee as he deems appropriate.

In the event the city council approves the construction or acquisition of additional school facilities, the city council shall take such action, enact such ordinances and resolutions and direct such actions as may be required by law to provide the funds necessary for the construction and acquisition of said facilities.

All alterations and repairs of school buildings shall be ordered by the school committee and made by the Superintendent of public buildings or under his supervision.

All plans and specifications for new buildings or for additions to buildings for school purposes shall be prepared, or caused to be prepared, by the Superintendent of Public Buildings when and as directed by the school committee, and all work called for by such plans and specifications shall be done under his supervision. No land shall be purchased or improved for school purposes, no building or addition to an existing school building shall be constructed, acquired or appropriated for school purposes, and no furnishings shall be installed in any building or addition to a building constructed, acquired or appropriated for school purposes unless the location of such land, the acquisition of such building, the plans of such building or addition to a building or such furnishings respectively shall have been recommended or approved by the school committee.

SEC. 9. The City of Providence from time to time upon recommendation of its school committee may take lands therein, improved or unimproved for the location of school houses, the enlargement of school house lots, and for school purposes.

SEC. 10. The city council of the City of Providence is hereby authorized with the approval of the school committee from time to time to sell, lease, use for any other public or municipal purpose or purposes, or otherwise dispose of any lands or properties owned by said city, which have been purchased or dedicated in any manner for school purposes, and which shall have become unsuitable or shall have ceased to be used for such purposes.

SEC. 11. All purchases or contracts for supplies, materials, equipment and contractual services required by the School Department, other than teaching or administration service contracts, shall be made by the Board of Contract and Supply or the Purchasing Agent of the City, in the same manner as required by law for other city departments.

SEC. 12. This act shall take effect upon its passage, Chapter 680 of the Public Laws of the State of Rhode Island, 1925 with all amendments and additions thereto, and all other acts and parts of acts inconsistent herewith are hereby repealed, except that nothing herein contained shall be effective until the appointment and qualification of the members of the school committee under the provisions of this act, to enlarge or decrease the powers and duties of the school committee as constituted under the provisions of any laws in force at the time of the passage of this act.

AN ACT ESTABLISHING AN INDEPENDENT SCHOOL  
AUTHORITY IN PROVIDENCE AND PRESCRIBING ITS  
POWERS AND DUTIES.

SECTION 1. There is hereby created a Providence independent school authority, hereinafter referred to as the "authority", the boundaries of which shall be coterminous with the boundaries of the city of Providence as now or hereafter established.

SEC. 2. The said authority shall be a body corporate and politic, shall have perpetual succession, may use a corporate seal, may sue and be sued, implead and be impleaded in all courts, contract and be contracted with, and shall have all the powers of a body corporate and politic under the laws of the State.

SEC. 3. The authority may acquire and hold property within its corporate limits for any purpose for which the district is established in fee simple, or any lesser interest or estate, by purchase, gift, devise, lease or condemnation, and may sell, lease, hold, manage and control such property as its interests may require.

SEC. 4. The authority may levy and collect taxes for its general and special purposes on real and personal estate and may appropriate the money of the district for all lawful purposes. The authority may borrow money on the faith and credit of the authority by the issuance or sale of bonds or notes of the authority in accordance with law, except that no bonds of the authority shall be issued except upon approval of a majority of the qualified electors of the authority voting upon the question of the issuance of such bonds at a general or special election

SEC. 5. It shall be the purpose of the authority to provide a system of public education within the authority. The powers of the authority shall be vested in the board of education, hereinafter referred to as the "board", and shall be exercised in the manner prescribed by this act or as otherwise provided by law.

SEC. 6. The board of education shall consist of five members, each of whom shall serve for terms of four years from the first Monday of January following his election, and until his successor is elected and qualified. For the purposes of this Act the school authority shall be divided into five school districts of which the first, second, third, fourth and fifth senatorial districts into which the City of Providence is now divided shall constitute school districts 1, 2, 3, 4 and 5 respectively.

Of the members first elected, the three from districts 1, 4 and 5 shall serve for terms of four years and the two from districts 2 and 3 shall serve for terms of two years. Thereafter the successors to said members shall be elected as their respective terms expire to serve a term of four years.

No person shall be qualified to be elected to the Board unless at the time of his nomination and of his election he is qualified to vote for general officers and is a resident of the particular district in which he is nominated.

SEC. 7. The Chairman of the Board shall receive a salary of Fifteen Hundred (\$1,500.00) Dollars per year and the other members shall receive a salary of One Thousand (\$1,000.00) Dollars per year. They shall hold no other civil office except that of Notary Public; shall be ineligible for employment or appointment by the school board and shall not be financially interested directly or indirectly in any contract relating to public schools.

SEC. 8. The board shall elect one of its members as chairman and one of its members as secretary. The secretary may employ such clerical assistance as the board may direct.

SEC. 9. The first election of a board of education shall be held on the Tuesday after the first Monday in November 1954, and thereafter a regular school authority election shall be held on the

Tuesday after the first Monday in November of even numbered years. The members elected in November 1954 shall take office on the first Monday of January, 1955, and thereupon the school committee of the city of Providence shall be abolished and the terms of office of the members thereof shall cease and determine.

SEC. 10. Any vacancy in the board shall be filled by the electors of the district at a special election, provided that more than six (6) months of the term of office remain unexpired at the time such vacancy occurs. The canvassing authority of the authority shall call the special election to be held not less than ninety (90) days nor more than one hundred twenty (120) days after the date of the occurrence of such vacancy.

SEC. 11. The qualified electors of the city of Providence shall constitute the electors of the Providence independent school authority. The board of canvassers and registration of said city shall be the canvassing authority of the authority.

SEC. 12. Candidates may be nominated by petition signed by not less than five hundred qualified electors of the district.

SEC. 13. Petitions for the nomination of candidates shall be filed with the canvassing authority not earlier than one hundred twenty days nor less than sixty days previous to the date of the election. Forms for nominating petitions shall be furnished by the canvassing authority. The nominating petitions for any one candidate may be assembled into one final petition before filing with the canvassing authority.

SEC. 14. Each nominating petition shall set forth the name and place of residence of the candidate thereby nominated. Every elector signing a nominating petition shall sign his own name and shall indicate his place of residence and street number, if any. No elector shall sign petitions for more than one candi-

date for each office to be filled at the election and should he do so, his signature shall be counted upon only the first petition filed and shall be void on all other petitions.

SEC. 15. Before a nominating petition may be filed with the canvassing authority, there shall be filed with the canvassing authority an acceptance of such nomination in writing, signed by the candidate, which shall certify that the nominee consents to stand as a candidate and that if elected he agrees to take office and serve.

SEC. 16. Each final nominating petition shall be verified by an oath or affirmation of one or more of the persons circulating the petition, taken and subscribed before a person qualified to administer an oath, to the effect that the petition was signed by each of the signers thereof in the handwriting of the signer.

SEC. 17. Upon receiving a nominating petition and the statement of acceptance of any candidate, the canvassing authority forthwith shall certify the validity of any petition having a sufficient number of proper signatures.

SEC. 18. If for any reason a nominating petition shall be found to be invalid or insufficient, it shall be returned to the candidate by the canvassing authority with a statement of the reasons therefor, and such petition may again be presented with an oath or affirmation relating to the accuracy of any additional signatures which may be added thereto.

SEC. 19. The canvassing authority shall certify a list of candidates and shall cause to be published in one or more newspapers having a general circulation in the city the names and addresses of all candidates who have filed validating nominations and acceptances.

SEC. 20. The ballot for elections shall contain the names of the candidates listed alphabetically. No name or designa-

tion shall appear on the ballot, or that portion of the ballot devoted to the school authority election, other than the name and address of each candidate.

SEC. 21. If for any reason the state board of elections shall determine that the use of voting machines shall not be practicable at any district election, the vote shall be by paper ballot at the expense of the authority.

SEC. 22. At any election for the board of education, the person or persons receiving the greatest number of votes shall be declared elected to the office. The votes shall be counted and the result declared by the canvassing authority. In case of a tie, rendering it impossible to determine the winner of an election, the canvassing authority shall immediately call a run-off election for those involved in the tie, such election to be held not later than thirty (30) days after the determination of the tie vote.

SEC. 23. All expenses incurred by the canvassing authority for the printing of nominating petitions, for the verifying of petitions and for any election expenses in excess of those incurred for the holding of a state or city election on the same date shall be at the expense of the authority. Provided, however, that as to the election in November 1954 all such expenses shall be payable out of the appropriation by the City of Providence for the support of public schools during the fiscal year beginning October 1, 1954.

SEC. 24. The provisions of the state election laws shall apply to any school authority elections so far as practicable, except as otherwise provided by this act.

SEC. 25. The board shall have supervision and control of all public schools within the district and shall have authority to employ administrators, supervisors, teachers, clerks, janitors, and all other necessary personnel. The board shall provide any and

all educational services heretofore provided by the school committee of the city of Providence as established by chapter 680 of the public laws of 1925, as amended, and shall provide such other educational functions and services as may now or hereafter be authorized by law.

SEC. 26. All meetings of the Board shall be open to the public. The board shall determine its own rules and order of business and shall keep a journal of its proceedings which shall be open to public inspection in the office of the board.

SEC. 27. The Board shall elect a superintendent of schools for such term not exceeding five years as it shall see fit, provided, however, that this shall not be deemed to impair or affect any tenure of the Superintendent of Schools in office at the time of the passage of this act. The Superintendent shall be the chief administrative agent of the board and shall be responsible to the board for the administration and management of all public schools and of all offices, services and employees of the school district. His salary shall be fixed by the school committee.

SEC. 28. The superintendent shall recommend all administrative officers and teachers, including principals, supervisors and assistants, to the board for appointment to service in the public schools. He shall keep the board informed at all times concerning the operation and management of the affairs of the district and may recommend to the board such measures as he may deem necessary or expedient.

SEC. 29. The superintendent shall have such authority and duties, in addition to those required by this act, as the board shall determine and as shall otherwise be prescribed by law. In the event of the absence or disability of the superintendent, the board shall designate an officer or employee of the school authority to serve as acting superintendent for the time being.

SEC. 30. The fiscal year of the city of Providence

shall be the fiscal year of the authority, and taxes of the authority shall be due and payable upon the date determined by the city council as the date upon which taxes in said city shall be due and payable. Taxes may be paid in quarterly installments in the manner provided by law for the payment of city taxes and shall be subject to the same penalties as the city council shall determine for taxes due and payable to the city of Providence.

SEC. 31. The city assessor, city collector and city treasurer of the city of Providence shall be ex officio the assessor, collector and treasurer of the authority respectively. The authority shall pay to the city the cost of all services rendered by the city on behalf of the authority, including the expense of materials, equipment, supplies, mailing and personal services furnished by the city.

SEC. 32. The superintendent of schools shall submit to the board of education, not later than April first in each year, a proposed budget showing all anticipated revenues and all proposed expenditures in detail, and the total of the proposed expenditures shall not be greater than the total of anticipated revenues.

SEC. 33. The board of education shall cause notice to be published in one or more newspapers having a general circulation in the city of Providence the time and place at which interested persons shall have an opportunity to be heard on the budget.

SEC. 34. The board of education may revise the budget as presented by the superintendent, but if it shall increase the total proposed expenditures, it shall also provide for increasing the total anticipated revenues at least to equal the total proposed expenditure.

SEC. 35. There shall be included in the budget such amounts as may be required for the payment of principal and interest on any indebtedness incurred by the district.

SEC. 36. Upon final adoption of the budget, the board of education by resolution passed not later than the first Monday of May shall levy a tax for the purposes authorized by law on the ratable property of the city of Providence either in a sum certain or in a sum not less than a certain sum and not more than a certain sum. Said tax shall be apportioned upon the assessed valuations as determined by the city assessor of said city as of the thirty-first day of December in each year twelve o'clock noon, said date being known as the date of assessment of city valuations.

SEC. 37. In no case shall a tax levy be made in an amount in excess of one and twenty five one-hundredths percentum of the assessed valuation of such ratable property as fixed by the assessor, except as hereafter provided in Sec. 39 of this Act, but failure of assessed valuations under this limitation to yield the amount levied as aforesaid shall not invalidate the tax.

SEC. 38. The ratable property of the city for the purposes of the Providence independent school authority shall consist of the ratable real estate and tangible personal property.

SEC. 39. The said tax shall be for the ordinary expenses and charges of the district, for the payment of interest and indebtedness heretofore or hereafter incurred for school purposes, and for other purposes authorized by law including pension costs.

The Board may levy a tax in any one year in excess of one and twenty five one-hundredths percentum of the assessed valuation of the ratable property as fixed by the assessor, such excess, however, in any event to be not more than fifteen one hundredths percentum and provided such excess shall be appropriated and used wholly and exclusively for the retirement of capital debt incurred for school purposes and the interest thereon.



SEC. 40. The city assessor of the city of Providence shall assess all valuations and apportion the levy of all taxes legally ordered under the provisions of this act.

SEC. 41. All taxes assessed against any person in the authority for either real or personal estate shall constitute a lien upon his real estate therein for the space of three years after the assessment, and if such real estate be not alienated, then until the same are collected, the said lien, however, to be inferior to the lien of the city of Providence for taxes assessed by the city.

SEC. 42. the city collector and city treasurer of the city of Providence shall act for and on behalf of the authority in any action taken for the collection of taxes levied by the authority.

In acting on behalf of the authority, the collector shall have all the powers and privileges, and be subject to all the duties and liabilities which are conferred or imposed upon him as collector of taxes for the city of Providence.

Any person aggrieved on any ground whatsoever by any assessment of taxes by said school authority shall have the same rights, privileges, duties and remedies prescribed by law for any person aggrieved by the assessment of taxes in the city of Providence and for such purposes the city assessor of the city of Providence, the board of tax assessment review, the city collector and the city treasurer shall be deemed respectively to act for and on behalf of the school authority.

SEC. 43. After the effective date of this act, control and management of all school properties and school facilities situate in said authority shall henceforth be vested in the board of education of said authority, but title to such properties and facilities shall remain with the city of Providence until such time as all bonds or other evidences of indebtedness issued by

said City of Providence for the purpose of financing said school properties and facilities shall have been paid off.

Thereupon, all right, title and interest in said school properties and said school facilities shall vest, transfer and pass to the Providence independent school authority.

SEC. 44. The first assessment of city valuations under the provisions of this act shall be made by the city assessor on December 31, 1954 at twelve o'clock, noon; the first levy of taxes shall be by resolution of the board passed not later than the first Monday of May, A. D. 1955 which taxes shall be due and payable at the same time and in the same manner as the taxes ordered assessed by the City of Providence as of December 31, A. D. 1954; on the first Monday of January, A. D. 1955 there shall be credited to the school authority the <sup>unexpended</sup> ~~unexpired~~ balance of the appropriation made by the city of Providence for the support of the public schools for the fiscal year ending September 30, 1955.

SEC. 45. This act shall take effect upon its passage, Chapter 680 of the Public Laws of the State of Rhode Island 1925 with all amendments and additions thereto and all acts and parts of acts inconsistent herewith are hereby repealed, except that nothing herein contained shall be effective until the first Monday in January, 1955, to enlarge or decrease the powers and duties of the school committee constituted under the provisions of any laws in force at the time of the passage of this act.