

MAINE STATE LEGISLATURE

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FIRST SPECIAL SESSION
(EMERGENCY)

ONE HUNDRED AND FIRST LEGISLATURE

Legislative Document

No. 1656

S. P. 650

In Senate, January 6, 1964

The Committee on Education suggested.

CHESTER T. WINSLOW, Secretary

Presented by Senator Brooks of Cumberland.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SIXTY-FOUR

AN ACT To Correct an Inconsistency in the Educational Foundation Program Allowance.

Emergency preamble. Whereas, the 101st Legislature updated the per pupil allowances of the foundation program in compliance with the intent expressed in chapter 41, section 237-D of the Revised Statutes of 1954, as amended; and

Whereas, the 101st Legislature changed the method of computing the foundation program by changing from average daily membership to resident average daily membership; and

Whereas, the 101st Legislature eliminated the subtraction of tuition receipts from the computation because of the change in pupil count; and

Whereas, the same wording change was inadvertently made in section 237-C which defines net operating costs; and

Whereas, the change in section 237-C would cause the State to pay state aid twice on the same students; and

Whereas, if not corrected this inconsistency in section 237-C would require an appropriation of approximately \$200,000 for additional subsidy payments in 1964 to comply with the law; 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 :

R. S., c. 41, § 237-C, sub-§ II, amended. The last paragraph of subsection II of section 237-C of chapter 41 of the Revised Statutes as enacted by section 1 of chapter 364 and repealed and replaced by section 1 of chapter 443, both of the public laws of 1957 and as amended, is further amended to read as follows :

‘Expenditures made for the purposes listed in this subsection, as reduced by **tuition collections and other** school maintenance incidental receipts, ~~not including tuition~~ as prescribed in section 237-D, except that income received from a ministerial and school fund shall not be deducted, shall constitute the net operating cost for the purposes of section 237-E;’

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