

MAINE STATE LEGISLATURE

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
104th LEGISLATURE
FIRST SPECIAL SESSION

COMMITTEE AMENDMENT "A" to H. P. 1309, L. D. 1623, Bill,
"AN ACT to Clarify the Education Laws and Subsidy Payments."

Amend said Bill by striking out all of the last sentence of section 4 and inserting in place thereof the following:
'The first installment shall be paid on or before May-~~1st~~ the end of the first quarter of the fiscal year, the 2nd installment shall be paid on or before September-~~1st~~ and the end of the 2nd quarter of the fiscal year, the 3rd installment shall be paid on or before December-31st the end of the 3rd quarter of the fiscal year and the final installment shall be paid 15 days before the end of the fiscal year.'

Further amend said Bill by inserting after section 4 the following new section:

'Sec. 4-A. R. S., T. 20, §851, amended. The first sentence of the 2nd paragraph of section 851 of Title 20 of the Revised Statutes is amended to read as follows:
Every administrative unit shall raise and expend, annually, for the support of public schools therein, exclusive of the income of any corporate school fund, or of any grant from the revenue or fund from the State, or of any voluntary donation, devise or bequest, or of any forfeiture accruing to the use of schools, not less than ~~\$9~~ \$20 for each inhabitant, according to the census by which Representatives to the Legislature were last apportioned, under penalty ~~of forfeiting not less than twice~~

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not more than 4 times the amount of its deficiency penalties as set forth in section 3732.'

Further amend said Bill by striking out all of section 6 and inserting in place thereof the following:

'Sec. 6. R. S., T. 20, §1291, amended. The 3rd paragraph from the end of section 1291 of Title 20 of the Revised Statutes, as amended, is further amended by adding after the 2nd sentence the following new sentence:

The annual tuition charge for any public or private school is limited to 115% of the allowable tuition charge of the previous year, or the actual per pupil cost of the school including the allowable insured value factor for the current fiscal year, whichever is lower.

Sec. 6-A. R. S., T. 20, §1291, amended. The 4th sentence of the 3rd paragraph from the end of section 1291 of Title 20 of the Revised Statutes is amended to read as follows:

Said tuition shall be paid by the administrative unit in which said youth resides and said tuition shall be payable for the fall term of school on January 1st, for the winter term of school on April 1st, and in full on or before ~~August~~ September 1st following the close of the school year.

Sec. 6-B. R. S., T. 20, §1292, amended. The last paragraph of section 1292 of Title 20 of the Revised Statutes, as amended, is further amended to read as follows:

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When pupils are sent from one administrative unit to an approved secondary school in another, if any accounts for tuition of such pupils are not paid on or before ~~August-15th~~ September 1st of that year, the commissioner shall pay such accounts, or so much thereof as he shall find to be rightly due, to the treasurer of the receiving administrative unit, academy, institute or seminary at the next regular annual apportionment, together with interest on such accounts at the rate of 6% annually, computed from said ~~August-15th~~ September 1st, and the commissioner shall charge any such payment against the apportioned fund of the sending administrative unit.

If funds become available, the State Board of Education may authorize the following alternate method of paying delinquent tuition accounts. When pupils are sent from one administrative unit to an approved secondary school in another, if any accounts for tuition of such pupils are not paid on or before ~~August-15th~~ September 1st of that year, the commissioner shall pay such accounts or so much thereof as he shall find to be rightly due, to the treasurer of the receiving administrative unit, academy, institute or seminary at the next subsequent monthly apportionment, together with interest on such accounts at the rate of 6% annually, computed from said ~~August-15th~~ September 1st, and the commissioner shall charge any such payment against the apportioned fund of the sending administrative unit.

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Further amend said Bill by inserting after section 11 the following new section:

'Sec. 11-A. R. S., T. 20, §3458, sub-§4, amended. Subsection 4 of section 3458 of Title 20 of the Revised Statutes, as enacted by section 10 of chapter 224 of the public laws of 1967, is amended to read as follows:

4. Percentage of state aid. The percentage of the total capital outlay expenditures which the administrative unit was qualified to receive in school construction aid for the proposed project at the time when the proposed project and its financing were authorized, as computed from Table II in ~~section~~ sections 2356-B and 3457.

Further amend said Bill by inserting after section 12 the following new section:

'Sec. 12-A. R. S., T. 20, §3459, amended. The first paragraph of section 3459 of Title 20 of the Revised Statutes, as enacted by section 11 of chapter 224 of the public laws of 1967, is amended to read as follows:

Notwithstanding any inconsistent provisions of sections 225, 304, 2356-B, 3457 and 3458, the school directors of any School Administrative District which, between May 11, 1966 and April 27, 1967, has authorized its school directors to borrow funds in anticipation of state aid for school construction under section 225 as then in effect, may borrow such funds pursuant to section 304 as heretofore in effect and may issue temporary notes and

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renewal notes therefor, which temporary notes and renewal notes shall be legal obligations of said district and may be issued notwithstanding any debt limitation of the district, but shall thereafter be considered in computing the borrowing capacity of the district except with respect to bonds or notes issued to finance the same school project or projects.'

Further amend said Bill by inserting after section 13 the following new section:

'Sec. 13-A. R. S., T. 20, §3732, amended. The 6th paragraph from the end of section 3732 of Title 20 of the Revised Statutes, as enacted by section 2 of chapter 496 of the public laws of 1969, is repealed and the following enacted in place thereof:

Any unit which fails to raise and expend annually \$20 per inhabitant for the support of its public schools for each of the 2 years preceding the convening of the Legislature shall receive the same percentage of its general purpose aid as the percentage determined when the units appropriation per inhabitant from local taxes for public schools is divided by \$20.'

Further amend said Bill by striking out all of section 16 (same in L.D.)

Further amend said Bill by striking out all of the emergency clause and inserting in place thereof the following:

'Emergency clause. In view of the emergency cited in the preamble, this Act shall take effect when approved, except for section 13 which shall take effect January 1, 1971.'

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Reported by the Committee on Education.

Reproduced and distributed under the direction of the Clerk
of the House.

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