

MAINE STATE LEGISLATURE

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(EMERGENCY)

ONE HUNDRED AND EIGHTH LEGISLATURE

Legislative Document

No. 986

H. P. 811

House of Representatives, March 15, 1977

On motion of Mr. Lynch of Livermore Falls, referred to the Committee on Education. Sent up for concurrence and ordered printed.

EDWIN H. PERT, Clerk

Presented by Mr. Gould of Old Town.

Cosponsor: Mr. Greenlaw of Stonington.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-SEVEN

**AN ACT Concerning the Effect of Specially Authorized Appropriations upon
the Calculation of State Aid to Public Schools.**

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

Whereas, calculation of educational operating costs pursuant to the School Finance Act of 1976 must be made prior to 90 days after the adjournment of the Legislature; and

Whereas, this Act will provide clarification in the treatment of moneys appropriated under a special grant of authority, which clarification is necessary to accurate calculations of educational operating costs; 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:

20 MRSA § 3748, sub-§ 4, 5th ¶, last sentence, as enacted by PL 1975, c. 660, § 2, is amended to read:

~~Moneys~~ **If moneys** appropriated under such a special grant of authority by the State Board of Education result in raising either the unit's average elementary or secondary per pupil operating costs above the state average, then the amounts in excess of either the state average elementary or secondary per pupil operating costs, or the unit's costs as adjusted under subsection 3, paragraph B, shall not be included in any future calculations of the state or local

average per pupil operating costs and shall be reported as local funds without state participation in future calculations of the actual costs of education as provided in section 3744, subsection 1, paragraph O.

Emergency clause. In view of the emergency cited in the preamble, this Act shall take effect on July 1, 1977.

STATEMENT OF FACT

The purpose of this bill is to provide that if an educational unit appropriates money under a special grant of authority which results in raising the unit's per pupil operating cost above the state average, the excess amounts above the state average will not be included in any future calculations under the School Finance Act of 1976.