

MAINE STATE LEGISLATURE

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1 FIRST REGULAR SESSION
2

3 ONE HUNDRED AND ELEVENTH LEGISLATURE
4

5 Legislative Document

No. 466

6
7 H.P. 383

House of Representatives, February 1, 1983

8 Received by the Clerk of the House on February 1, 1983. Referred to the
9 Committee on Education, and ordered printed pursuant to Joint Rule 14.

10 EDWIN H. PERT, Clerk

11 Presented by Representative MacBride of Presque Isle.

Cosponsor: Senator McBreairty of Aroostook.

12 STATE OF MAINE
13

14 IN THE YEAR OF OUR LORD
15 NINETEEN HUNDRED AND EIGHTY-THREE
16

17 AN ACT to Require any State Mandated
18 School Program to Include the Necessary
19 Funds for Implementation.
20

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

23 20-A MRSA §5 is enacted to read:

24 §5. State mandates concerning public schools or
25 public education

26 1. Definitions. As used in this section, unless
27 the context indicates otherwise, the following terms
28 have the following meanings.

29 A. "Expenditure" means any local appropriation
30 financed by the property tax, motor vehicle
31 excise tax, state-municipal revenue sharing pro-

1 gram or any state reimbursement for revenue lost
2 due to property tax exemptions.

3 B. "Local unit" means any city, town, plantation
4 or school administrative unit.

5 2. State mandates. The State may not repeal,
6 amend or enact any law or rule which would impose new
7 or expanded requirements on any local unit of govern-
8 ment as to public education or public schools if that
9 requirement would cause an expenditure by any combi-
10 nation of local units of government or any single
11 local unit. Whenever the State repeals, amends or
12 enacts such a law or rule, the State shall provide an
13 appropriation or a funding mechanism that will pro-
14 vide the necessary funds.

15 STATEMENT OF FACT

16 The purpose of this bill is to prevent the State
17 from enacting any mandated school programs requiring
18 funding on the local level. Under this bill, the
19 funding would have to come from the State.

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