

MAINE STATE LEGISLATURE

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L.D. 1029

(Filing No. S- 86)

STATE OF MAINE
SENATE
112TH LEGISLATURE
FIRST REGULAR SESSION

SENATE AMENDMENT "A " to H.P. 719, L.D. 1029, Bill, "AN ACT to Provide for the Education of Students Residing in Long-term Drug Treatment Centers."

Amend the Bill by striking out all of the title and inserting in its place the following: 'AN ACT to Establish a Pilot Project to Provide for the Education of Students Residing in Long-term Drug Treatment Centers.'

Further amend the Bill by inserting before the enacting clause the following:

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

Whereas, residents of long-term drug treatment centers who are of school age are urgently in need of educational programs while overcoming their dependency problems; and

Whereas, if these students are provided an educational program comparable to that of their peers in public and private schools, there is an excellent chance that they will become productive members of society; and

Whereas, there exists no mechanism for a school unit which provides an educational program for these students to be reimbursed for its 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,

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1 therefore,'

2 Further amend the Bill by striking out everything
3 after the enacting clause and before the Statement of
4 Fact and inserting in its place the following:

5 'Sec. 1. Pilot project established. Upon mutual
6 agreement of the parties, the Commissioner of Educa-
7 tional and Cultural Services may approve an agreement
8 entered into by the directors of School Administra-
9 tive District Number 6 and the Director of the Day
10 One Residential Treatment Center in Bar Mills to of-
11 fer an educational program for residents of the cen-
12 ter who are between the ages of 5 years and 21 years
13 old who are otherwise entitled to a public education
14 in the State.

15 Sec. 2. Program approval. Approval of the com-
16 missioner shall be based on the following criteria:

17 1. Plan. Submission of a plan by a school admin-
18 istrative unit in conjunction with a long-term treat-
19 ment center to operate the educational program. The
20 plan shall include a schedule for payment of the
21 school administrative unit's cost of providing the
22 educational program;

23 2. Compliance with requirements. Proof of com-
24 pliance of the plan with the requirements of the
25 Maine Revised Statutes, Title 22, section 7801, and
26 any rules promulgated under that section;

27 3. Accounting. An accounting of all students who
28 will be provided for under that plan; and

29 4. Line-item budget. Submission of a line-item
30 budget by no later than 90 days prior to the annual
31 period for which funding is being requested. In no
32 event may the proposed budget request exceed on a per
33 student basis the local school administrative unit
34 tuition rate as provided for in the Maine Revised
35 Statutes, Title 20-A, section 5805.

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1 Sec. 3. Payment. The commissioner shall autho-
2 rize payment of the school administrative unit's cost
3 as provided in the approved plan. The initial payment
4 shall be made within 30 days of commencement of the
5 educational program.

6 Sec. 4. Termination of project; report of the
7 commissioner. The pilot project established by this
8 Act shall terminate on June 30, 1986, unless extended
9 by an Act of the Legislature. The commissioner shall
10 report his experiences, findings and recommendations
11 on whether the project ought to be terminated, con-
12 tinued or expanded to the Joint Select Committee on
13 Alcoholism Services and the Joint Standing Committee
14 on Education by February 15, 1986.

15 Emergency clause. In view of the emergency cited
16 in the preamble, this Act shall take effect when ap-
17 proved.'

18 STATEMENT OF FACT

19 The purpose of this amendment is to establish a
20 one-year pilot project between School Administrative
21 District Number 6 and the Day One Residential Treat-
22 ment Center in Bar Mills. The pilot project will al-
23 low School Administrative District Number 6 to supply

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1 educational services to residents of the Day One Res-
2 idential Treatment Center and to be reimbursed for
3 their costs by the Department of Educational and Cul-
4 tural Services. Funding for the pilot project has
5 been provided from the Alcoholism, Education, Preven-
6 tion, Treatment and Research Fund.

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8 (Sen. Brown)

9 SPONSORED BY:



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COUNTY: Washington

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