

MAINE STATE LEGISLATURE

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L.D. 1194

(Filing No. S- 137)

STATE OF MAINE
SENATE
113TH LEGISLATURE
FIRST REGULAR SESSION

SENATE AMENDMENT "A" to H.P. 893, L.D. 1194,
Bill, "AN ACT Relating to Adult Education."

Amend the Bill by striking out all of section 2
and inserting in its place the following:

'Sec. 2. 20-A MRSA §8606-A is enacted to read:

§8606-A. Reimbursement procedures

1. Definitions. As used in this chapter, unless
the context otherwise indicates, the following terms
have the following meanings.

A. "Adult education program costs" includes ex-
penditures for salaries and supplies as identi-
fied in section 8607.

B. "Foundation year" means the 2nd school year
prior to the year of allocation of funds.

C. "Maximum allowable expenditures," for state
subsidy purposes, means an amount not to exceed
the sum of funds raised through taxation and ex-
pended in accordance with section 8607 in the
foundation year, plus the amount of subsidy paid
by the State during the foundation year.

2. Commissioner certification. Prior to December
15th of each year, the commissioner shall prepare and
certify to the Legislature and to the Bureau of the
Budget a recommendation for the funding level for the
various program categories in adult education for
payment in the next fiscal year.

A. The requested funding level shall be for the
authorized reimbursement rates established in

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1 section 8607 and may not exceed the maximum al-
2 lowable expenditures in the foundation year.

3 B. A school administrative unit shall provide
4 the commissioner with information which the com-
5 missioner shall request to carry out the purpose
6 of this chapter according to time schedules which
7 the commissioner shall establish. The commission-
8 er may withhold subsidy payment or a portion of
9 the subsidy payment from a school administrative
10 unit when information is not filed in specified
11 format and content and within the specified time
12 schedule.

13 C. The recommendation in this certificate shall
14 include local program cost adjustment to the
15 equivalent of the year prior to the year of allo-
16 cation.

17 3. State reimbursement. State reimbursement for
18 expenditures on adult education programs shall be
19 based on each administrative unit's actual adult edu-
20 cation program costs in the foundation year.

21 A. The reimbursement shall be based on the
22 unit's expenditures for the foundation year in
23 accordance with the maximum allowable expendi-
24 tures and the cost adjustment as in subsection 2.

25 B. State reimbursement will be paid to each eli-
26 gible school administrative unit during the 2nd
27 quarter of the State's fiscal year.

28 4. Action by the Legislature. The Legislature
29 shall appropriate the necessary funds to meet the
30 state obligation as defined in subsections 1 and 2.

31 5. Rule-making authority. The commissioner shall
32 have the authority to promulgate rules to administer
33 this section. Upon the effective date of this provi-
34 sion, the commissioner shall begin to promulgate
35 rules which ensure that the maximum allowable expend-

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1 itures for the initial foundation year accurately re-
2 fect the total costs of adult education for that
3 year.

4 6. State administration. The commissioner shall
5 add to his budget request an amount sufficient to
6 provide for the administration of this section.'

7 STATEMENT OF FACT

8 This is a technical amendment which clarifies a
9 conflict between 2 pieces of legislation and conforms
10 certain language to the contents of the new draft of
11 L.D. 1406 as issued by the Joint Standing Committee
12 on Audit and Program Review. This amendment also re-
13 flects the legislative intent of the Joint Standing
14 Committee on Education.

15 3265060487

16 (Sen. Estes)
17 SPONSORED BY: Stephen C. Estes

18 COUNTY: York

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