

# MAINE STATE LEGISLATURE

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# 114th MAINE LEGISLATURE

## FIRST REGULAR SESSION - 1989

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Legislative Document

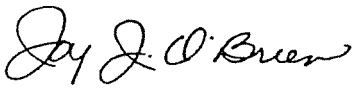
No. 268

S.P. 148

In Senate, February 21, 1989

Submitted by the Department of Educational and Cultural Services pursuant to Joint Rule 24.

Reference to the Committee on Education suggested and ordered printed.

  
JOY J. O'BRIEN  
Secretary of the Senate

Presented by Senator GILL of Cumberland.

Cosponsored by Representative SMALL of Bath, Representative NORTON of Winthrop and Representative HANDY of Lewiston.

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### STATE OF MAINE

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IN THE YEAR OF OUR LORD  
NINETEEN HUNDRED AND EIGHTY-NINE

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**An Act to Amend the School Finance Act to Clarify that Certain Educational Costs Provided to Special Populations are Allowable Special Education Costs.**

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

3 Sec. 1. 20-A MRSA §15603, sub-§2, ¶¶D and E, as enacted by PL  
1983, c. 859, Pt. G, §§2 and 4, are amended to read:

5 D. Major capital costs; and  
7

9 E. Expenditures from all federal revenue sources, except  
for amounts received under United States Public Law 81-874.;  
11 and

13 Sec. 2. 20-A MRSA §15603, sub-§2, ¶F is enacted to read:

15 F. Special education costs which are the costs of  
16 educational services provided to students who are  
17 temporarily unable to participate in regular school  
18 programs. Students who may be included are pregnant  
19 students, hospitalized students or those confined to their  
20 homes for illness or injury, students involved in substance  
21 abuse programs within hospital settings or students  
22 suffering from other temporary conditions which prohibit  
23 their attendance at school. Students served under this  
24 subsection shall not be counted as exceptional students for  
25 federal reporting purposes.

27  
29 **STATEMENT OF FACT**

31 This bill allows school administrative units to report as  
32 special education costs, for subsidy purposes only, the cost of  
33 providing educational services to students who were previously  
34 served under the category of temporary or traumatic illness. The  
35 bill clarifies that these students are served under state or  
36 local allocation only, and may not be counted as handicapped for  
37 purposes of generating federal funds, nor may federal funds be  
expended to meet their educational needs.