

# MAINE STATE LEGISLATURE

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STATE OF MAINE  
SENATE  
115TH LEGISLATURE  
FIRST REGULAR SESSION

SENATE AMENDMENT " A " to COMMITTEE AMENDMENT "A" to H.P. 908, L.D. 1305, Bill, "An Act Concerning State Education Mandate Waivers"

Amend the amendment by inserting after section 4 the following:

'Sec. 5. 20-A MRSa §15005, sub-§1, as enacted by PL 1981, c. 693, §§5 and 8, is amended to read:

**1. Apportionments.** Apportionments to school administrative units and private schools, unless specifically directed by statute, shall must be made annually commencing in July in the following manner. An amount not to exceed 1/12 of the subsidy shall must be paid each month no later than the last day of the month. Any balance shall must be paid in-the-last-month-of-the-annual-period within 7 days after the end of the fiscal year, providing that if the balance of state subsidy for a fiscal year is to be paid after the end of that fiscal year, the final payment may be recorded as an account receivable due from the State in that fiscal year.

Further amend the amendment by inserting after section 5 the following:

'Sec. 6. PL 1991, c. 121, Pt. A, §9, under that part designated "EDUCATION, DEPARTMENT OF" in the first part relating to "General Purpose Aid for Local Schools" in the last sentence, is amended to read:

The July June 1991 payment must be made on or before July 5, 1991.'

Further amend the amendment by renumbering the sections to read consecutively.

Further amend the amendment by striking out the fiscal note  
and inserting in its place the following:

### FISCAL NOTE

This bill puts into statute a process for school  
administrative units to obtain waivers from state mandates  
enacted since January 1, 1984. The Department of Education must  
provide technical assistance to school units regarding the waiver  
process and report to the Legislature on the status of  
educational mandate waivers. The costs associated with these  
activities can be absorbed within existing resources of the  
Department of Education.

The waving of mandates could additionally result in future  
savings to General Purpose Aid to Local Schools in fiscal year  
1993-94 because of potentially lower costs for school  
administrative units in fiscal year 1991-92. The amount of these  
savings can not be determined at this time.

The deferral of the June 1991 subsidy payment as authorized  
by Public Law 1991, chapter 121, Part A, is amended to require  
that the June 1991 payment, and not the July 1991 payment, be  
made by July 5, 1991. Language is also added that does not  
commit the General Fund to more than 12 monthly payments in  
fiscal year 1991-92 and fiscal year 1992-93.'

### STATEMENT OF FACT

This amendment is necessary in order to clarify that the  
June General Purpose Aid for Local Schools will be paid in early  
July. Local school units need this clarification in order to  
make the necessary plans for borrowing and taking other actions  
necessary to accommodate the deferral of the June subsidy check  
to July.

(Senator ESTES)  
SPONSORED BY: Stephen C. Estes

COUNTY: York

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(6/4/91) (Filing No. S-300)