

# MAINE STATE LEGISLATURE

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EDUCATION

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STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
116TH LEGISLATURE  
SECOND REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 1221, L.D. 1640, Bill, "An Act to Authorize the Towns of Appleton, Camden, Hope, Lincolnville and Rockport to Form a Community School District"

Amend the bill by inserting after the title and before the first indented paragraph the following:

**'Mandate preamble.** This measure requires one or more local units of government to expand or modify activities so as to necessitate additional expenditures from local revenues but does not provide funding for at least 90% of those expenditures. Pursuant to the Constitution of Maine, Article IX, Section 21, two thirds of all of the members elected to each House have determined it necessary to enact this measure.'

Further amend the bill in section 2 in the 4th line from the end (page 2, line 2 in L.D.) by inserting after the following: "School Administrative District 28" the following: 'continues to receive school subsidy for grades 9 to 12 from the Department of Education, general purpose aid to local schools program until the first operational year of the community school district provided for in this Act'

Further amend the bill in section 5 in the 5th line from the end (page 2, line 45 in L.D.) by inserting after the following: "this Act." the following: 'The community school district may

**COMMITTEE AMENDMENT**

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COMMITTEE AMENDMENT "A" to H.P. 1221, L.D. 1640

2 not receive a school subsidy from the Department of Education,  
3 general purpose aid to local schools program during the  
4 transition period.'

6 Further amend the bill by inserting after section 11 the  
7 following:

8 'Sec. 12. Borrowing. The School District Committee may not  
9 borrow funds as provided for in the Maine Revised Statutes, Title  
10 20-A, section 1702 for purchasing land, for major capital costs  
11 as defined in section 15603 or for school construction projects  
12 as defined in section 15901 without approval of a majority of  
13 voters of the district voting by secret ballot at an election  
14 called by the School District Committee and advertised and  
15 conducted according to the laws related to municipal elections,  
16 excluding the provisions of Title 30-A, section 2528, subsection  
17 5 and Title 30-A, section 5772, subsection 2-A. The municipal  
18 officers of the towns are not required to prepare for posting,  
19 nor the town clerks to post, a new list of voters and, for the  
20 purpose of registration of voters, the boards of voter  
21 registration must be in session on the weekday preceding the  
22 special election. The town clerks of the towns shall prepare the  
23 required ballots and reduce the subject matter to the wording of  
24 an article provided by the District School Committee. Approval  
25 of a majority of voters of the district voting by secret ballot  
26 to borrow funds to purchase land at the time of the vote to form  
27 the Community School District is authority for the School  
28 District Committee to borrow funds as provided for in section  
29 1702.'

30 Further amend the bill by renumbering the sections to read  
31 consecutively.

34 Further amend the bill by inserting at the end before the  
35 statement of fact the following:

38 'FISCAL NOTE

40 This bill requires the municipalities of Appleton, Camden,  
41 Hope, Lincolnville and Rockport to hold special town elections to  
42 approve the formation of the Community School District. The  
43 additional costs of this state mandate are expected to be minor.  
44 Pursuant to the Mandate Preamble, the two-thirds vote of all  
45 members elected to each House exempts the State from the  
46 constitutional requirement to fund 90% of the additional local  
47 costs.'

**STATEMENT OF FACT**

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This amendment:

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1. Prevents the School District Committee from borrowing funds for purchasing land for major capital costs and for school construction projects without approval of a majority of voters at a general election in the district;

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2. Clarifies that School Administrative District 28 will continue to receive general purpose aid for local school funding until the new Community School District begins its first operational year;

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3. Clarifies that the newly formed Community School District is not to receive a state subsidy during the transition period from a School Administrative District to an operational Community School District for grades 9 to 12; and

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4. Adds a mandate preamble and a fiscal note to the bill.