

MAINE STATE LEGISLATURE

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R. & S.

L.D. 1640

DATE: 3/9/94

(Filing No. S- 440)

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STATE OF MAINE
SENATE
116TH LEGISLATURE
SECOND REGULAR SESSION

SENATE 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 striking out all of sections 9 and 10 and inserting in their place the following:

Sec. 9. First fiscal year cost sharing. The community school district shall share its costs among the member municipalities for the fiscal year beginning July 1, 1994 as follows:

1. Operation expenses.

Appleton	\$1,610
Camden	15,470
Hope	2,415
Lincolnville	4,655
Rockport	10,850
TOTAL	<u>\$35,000</u>

2. Capital Expenditures for land purchase.

Appleton	\$924.60
Camden	8,884.20
Hope	1,386.90
Lincolnville	2,673.30
Rockport	6,231.00
TOTAL	<u>\$20,100.00</u>

SENATE AMENDMENT

R.S.

2 **Sec. 10. Cost sharing.** The following provisions apply to sharing district costs.

4 **1. Formula approval.** The community school district shall share its costs among the member municipalities beginning July 1, 6 1995 on the basis of a formula approved by the voters of each of the member municipalities on or before November 15, 1994. The 8 vote must be conducted by secret ballot in accordance with the Maine Revised Statutes, Title 30-A, sections 2528 to 2532. The 10 formula proposal or proposals must be prepared by a cost-sharing committee on which each member municipality is represented by 2 12 representatives chosen by its municipal officers and one member of each municipality's school committee chosen by the school 14 committee members from that municipality. The proposals for the formula for sharing costs must first be approved by the 16 cost-sharing committee by a vote of a majority of those present and voting. The cost-sharing committee shall make its first 18 proposal after conducting at least 3 public hearings in the district on or before August 1, 1994. The community school 20 district committee shall set the dates for the voting and shall pay for the costs of voting.

22 **2. Failure to approve.** If the voters do not approve a cost-sharing formula on or before November 15, 1994, the 24 community school district shall sell any interest it has in any real property and distribute the proceeds, after costs, to the 26 member municipalities in proportion to each municipality's contribution; all personal property must be transferred to School 28 Administrative District 28, and the community school district shall dissolve on June 30, 1995.

30 **3. Amendment of formula.** The cost-sharing formula may be amended pursuant to the Maine Revised Statutes, Title 20-A, 32 section 1704.'

34 Further amend the bill in section 11 in the 2nd line (page 36 4, line 41 in L.D.) by inserting after the following: "budget" 38 the following: 'starting in 1995'

40 Further amend the bill in section 14 in the 4th line from the end (page 7, line 14 in L.D.) by inserting after the 42 following: "year." the following: 'An employee's pay or promotional rights and opportunities may not be adversely 44 affected due to the transfer of contracts. The accrued fringe benefits of these personnel, including vacation and sick leave, 46 health and life insurance and retirement, remain with the transferred personnel. The rights and benefits under current 48 collective bargaining agreements continue for all covered personnel. If these agreements expire, or have expired, the

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

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status quo must be maintained according to applicable labor law principles.'

STATEMENT OF FACT

This amendment provides for local determination of cost sharing and voter approval, and it clarifies and protects the teachers' contracts and benefits.

SPONSORED BY: 
(Senator O'DEA)

COUNTY: Penobscot