MAINE STATE LEGISLATURE

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118th MAINE LEGISLATURE

FIRST REGULAR SESSION-1997

Legislative Document

No. 1109

S.P. 331

In Senate, February 18, 1997

An Act to Amend the State Share Percentage for Public School Tuition Students.

Reference to the Committee on Education and Cultural Affairs suggested and ordered printed.

JOY J. O'BRIEN Secretary of the Senate

Presented by Senator RUHLIN of Penobscot. Cosponsored by Senator CAREY of Kennebec, Representatives: FISHER of Brewer, POVICH of Ellsworth.

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

- Sec. 1. 20-A MRSA §5205, sub-§2, as amended by PL 1991, c. 365, §1, is further amended to read:
- 2. Other students not living at home. A student other than a state ward, a state agency client or a homeless child, residing with another person who is not the student's parent, considered a resident of the school administrative unit where the student resides if the superintendent of the unit determines that it is in the best interest of the student because of the following:
- It is undesirable and impractical for that student to reside with the student's parent, or that other extenuating circumstances exist which that justify residence in the unit; and
- That person is residing in the school administrative В. unit for other than just education purposes.
- 22 The commissioner shall review the superintendent's determination on the request of the student's parent. The commissioner's 24 decision is final and binding. Upon request superintendent of schools in the unit in which a student is placed in accordance with this subsection, the state share 26 percentage for subsidized educational costs for that student is 28 equivalent to the state share percentage of the unit in which the student's parent or legal guardian resides or the average-state 30 share -- percentage maximum allowable tuition, whichever greater. If the parent or legal guardian does not reside in the State or can not be located, the subsidy is the state-average 32 subsidy maximum allowable tuition.

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SUMMARY 36

38 This bill changes the tuition calculation for a student who is not a state ward, a state agency client or a homeless child attending school in a school administrative unit other than the one where the student has a permanent residence. Currently, the tuition amount for such a student is the greater of the state share percentage of the unit in which the student's parent or legal guardian resides or the average state share percentage. This bill replaces "average state share percentage" in that tuition determination with "maximum allowable tuition." 46