

MAINE STATE LEGISLATURE

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R. of S.

L.D. 878

DATE: 5-4-99

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EDUCATION AND CULTURAL AFFAIRS

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
119TH LEGISLATURE
FIRST REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 628, L.D. 878, Bill, "An Act to Require the State to Be Responsible for the Costs of School Employee Criminal History Records Checks and Fingerprinting"

Amend the bill by striking out all of section 1 and inserting in its place the following:

'Sec. 1. 20-A MRSA §6103, sub-§4, as enacted by PL 1995, c. 547, §5, is amended to read:

4. Expenses. Notwithstanding Title 26, sections 594 and 629, the expense of obtaining the information required by this section must be paid by--the--applicant as described in this subsection.

A. When initially subject to this section, a person applying for certification, authorization, approval or renewal shall pay a one-time processing fee to offset the expenses incurred by the Department of Public Safety to obtain the fingerprints.

B. A person applying for initial certification, authorization or approval shall pay any processing fee charged by the Federal Bureau of Investigation to conduct a national criminal history record check.

C. The State shall pay up to \$24 of any processing fee charged by the Federal Bureau of Investigation to conduct a national criminal history record check on a person applying for renewal of that person's certification, authorization or approval.'

COMMITTEE AMENDMENT

COMMITTEE AMENDMENT "A" to H.P. 628, L.D. 878

Further amend the bill by inserting after section 2 the following:

Sec. 3. Appropriation. The following funds are appropriated from the General Fund to carry out the purposes of this Act.

		1999-00	2000-01
8			
10	EDUCATION, DEPARTMENT OF		

Support Systems

	All Other	\$228,000	\$228,000
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Provides funds for the expense of national criminal history record checks for school employees seeking renewal of their certifications, authorizations or approvals.

Sec. 4. Allocation. The following funds are allocated from Other Special Revenue funds to carry out the purposes of this Act.

		1999-00	2000-01
28	PUBLIC SAFETY, DEPARTMENT OF		

Bureau of State Police

	All Other	\$228,000	\$228,000
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Provides allocations to cover the costs of conducting national criminal history record checks for school employees.'

Further amend the bill by inserting at the end before the summary the following:

FISCAL NOTE

		1999-00	2000-01
48	APPROPRIATIONS/ALLOCATIONS		

	General Fund	\$228,000	\$228,000
	Other Funds	228,000	228,000

2 REVENUES

4	Other Funds	\$228,000	\$228,000
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6 This bill provides General Fund appropriations of \$228,000
 8 in each of fiscal years 1999-00 and 2000-01 to the Department of
 Education, Support Systems program, to pay for the expense of
 10 national criminal history checks for school employees seeking
 renewal of their certifications, authorizations or approvals.
 12 The General Fund requirement will increase to \$252,000 annually
 beginning in fiscal year 2005-06. In fiscal year 2004-05 and
 14 every fifth year thereafter, the General Fund requirement will be
 \$487,200.

16 Requiring that records checks and fingerprinting be
 18 conducted for all school employees will increase fee collections
 received from the Department of Education. The estimated
 increases of dedicated revenue to the Bureau of State Police
 20 within the Department of Public Safety is \$228,000 in each of
 fiscal years 1999-00 and 2000-01. The bill also provides
 22 equivalent allocations to the Department of Public Safety to
 reflect the cost of conducting the required checks.'

26 SUMMARY

28 This amendment requires that applicants for initial or
 30 renewal certification, authorization or approval and the State
 must share the expense involved in obtaining fingerprints and
 32 criminal history records. Under this amendment, the person
 applying for initial or renewal certification, authorization or
 34 approval shall pay a one-time processing fee to offset the
 expenses incurred by the Department of Public Safety to obtain
 36 fingerprints. A person applying for initial certification,
 authorization or approval shall pay any processing fee charged by
 38 the Federal Bureau of Investigation to conduct a national
 criminal history record check, and the State shall pay up to \$24
 40 of any processing fee charged by the Federal Bureau of
 Investigation to conduct a national criminal history record check
 42 on a person applying for renewal certification, authorization or
 approval. The amendment also adds an appropriation section, an
 44 allocation section and a fiscal note to the bill.