

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

m

2
4
6
8
10
12
14
16
18
20
22
24
26
28
30
32
34
36
38
40
42
44
46

DATE: 5-11-00

(Filing No. H-1183)

Reproduced and distributed under the direction of the Clerk of the House.

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

HOUSE AMENDMENT "I" to COMMITTEE AMENDMENT "A" to H.P. 1665, L.D. 2334, Bill, "An Act to Correct Errors and Inconsistencies in the Laws of Maine"

Amend the amendment by inserting after Part F the following:

PART G

Sec. G-1. 20-A MRSA §7407, sub-§4-A, as enacted by PL 1999, c. 775, §10, is amended to read:

4-A. Budget development. The school board shall, with the aid of the superintendent and staff, prepare an annual budget for the operation of the school and exercise budgetary responsibility. The school board shall allocate for expenditure by the school and programs under its jurisdiction all the resources available for the operation of the school and its programs. Annually, not later than January 1, 2001, beginning with the for fiscal year 2001-02, in addition to complying with the provisions of Title 5, sections 1665 and 1666, the school board shall present the administrative operating budget for the Governor Baxter School for the Deaf to the Governor for submission to and the Legislature and for review by the joint standing committee of the Legislature having jurisdiction over education matters the administrative operating budget of the school for the next fiscal year. The administrative operating budget must be presented as a line-item budget for each of the programs under its jurisdiction. A liability or obligation may not be incurred under this chapter beyond the amount approved in the administrative operating budget. The school board may make expenditures only in accordance with allocations approved by the Legislature. Any balance of an allocation or subdivision of an allocation made by

HOUSE AMENDMENT

2 the Legislature for the school that at the time is not required
for the purpose named in the allocation or subdivision may be
4 transferred prior to the closing of the books for the fiscal year
to any other allocation or subdivision of any allocation made by
6 the Legislature for the use of the school for the same fiscal
year. The transfer is subject to review by the joint standing
8 committee of the Legislature having jurisdiction over
appropriations and financial affairs. Financial statements
describing the transfer must be submitted by the school board to
10 the Office of Fiscal and Program Review 30 days before the
transfer is implemented. In case of extraordinary emergency
12 transfers, the 30-day prior submission requirement may be waived
by vote of the committee. These financial statements must
14 include information specifying the accounts that are affected,
the amounts to be transferred, a description of the transfer and
16 a detailed explanation of the reason the transfer is needed. The
school board shall also provide an annual justification for the
18 finances and operations of the programs under the jurisdiction of
the school to the joint standing committee of the Legislature
20 having jurisdiction over appropriations and financial affairs and
the joint standing committee of the Legislature having
22 jurisdiction over education matters. The justification for the
finances and operations of the school must be presented as a
24 line-item budget for each of the programs under its jurisdiction.

26 **Sec. G-2. Effective date.** This Part takes effect January 1,
2001.

28

30

PART H

32

Sec. H-1. Resolve 1999, c. 130, §2 is amended to read:

34

36 **Sec. 2. Commission membership. Resolved:** That the commission
consists of at least the following 14 members:

38

1. The Commissioner of Education or the commissioner's
designee;

40

42 2. The Commissioner of Labor or the commissioner's designee
from the Division of Labor Market Information Services;

44

46 3. Three members representing teachers who are public
school teachers in the State, appointed by the Maine Education
Association;

48

4. One member representing superintendents in the State,
appointed by the Maine School Superintendents Association;

50

2 5. One member representing school principals in the State,
appointed by the Maine Principals Association;

4 6. One member representing school boards in the State,
appointed by the Maine School Boards Association;

6 7. One member representing the National Commission on
8 Teaching and America's Future or the Maine Leadership Consortium
Steering Committee on the National Commission on Teaching and
10 America's Future, appointed by the chair of the Maine Leadership
Consortium's National Commission on Teaching and America's Future
12 Steering Committee;

14 8. One member representing postsecondary education
institutions in the State involved in teacher preparation and
16 professional development programs, appointed by the Chancellor of
the University of Maine System;

18 9. One member representing the State Board of Education,
20 appointed by the State Board of Education;

22 10. One member representing businesses in the State,
appointed by Maine State Chamber of Commerce;

24 11. One member representing the Maine Municipal
26 Association, appointed by Maine Municipal Association; and

28 12. One member representing parents of public school
30 students in the State, appointed by the Maine Parent Teachers
Association; ~~and be it further,~~

32 The Commissioner of Education may appoint additional members
34 representing the different types of school administrative units
in the State and geographic regions of the State; and be it
36 further

38 **Sec. H-2. Resolve 1999, c. 130, §3** is amended to read:

40 **Sec. 3. Chair. Resolved:** That the ~~commission shall elect a~~
~~chair from among its members at the first commission meeting~~
42 Commissioner of Education shall select a chair in consultation
with each of the appointing authorities named in section 2; and
44 be it further'

46 Further amend the amendment by relettering or renumbering
any nonconsecutive Part letter or section number to read
48 consecutively.

R. D. S.

HOUSE AMENDMENT "I" to COMMITTEE AMENDMENT "A" to H.P. 1665,
L.D. 2334

SUMMARY

2
4
6
8
10
12
14
16
18
20
22
24
26
28
30
32
34

Part G of this amendment corrects a potential inconsistency in Public Law 1999, chapter 775 by amending the law to clarify that the school board of the Governor Baxter School for the Deaf shall continue to comply with the Maine Revised Statutes, Title 5, sections 1665 and 1666, which require all agencies to submit budget estimates for each biennium to the State Budget Officer and which authorize the Governor to review and revise these budget estimates.

Part H of this amendment corrects inconsistencies in Resolve 1999, chapter 130. The original bill proposed the establishment of a legislative commission staffed and funded by the Legislative Council. The resolve, as enacted, instead places the full responsibility for providing research and staffing assistance for the study commission with the Department of Education, and further requires the Commissioner of Education to absorb the costs of conducting the study within the Department of Education budget. This amendment amends the resolve to authorize the Commissioner of Education to select the chair of the study commission and to appoint additional members to the study commission to more adequately represent the interests of schools in different types of school administrative units and different geographic regions of the State.

SPONSORED BY: 
(Representative THOMPSON)

TOWN: Naples