

MAINE STATE LEGISLATURE

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EDUCATION AND CULTURAL AFFAIRS

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STATE OF MAINE
SENATE
122ND LEGISLATURE
FIRST SPECIAL SESSION

COMMITTEE AMENDMENT "A" to S.P. 212, L.D. 676, "Resolve, Regarding the No Child Left Behind Act of 2001"

Amend the resolve by striking out everything after the title and before the summary and inserting in its place the following:

'Sec. 1. Suit against Federal Government. Resolved: That the Attorney General shall determine, based on appropriate and substantial data collected by the Department of Education, whether an increase in federal funding is necessary to fully implement in this State the federal No Child Left Behind Act of 2001 or whether there is a basis for relief from the requirements of the Act for which costs are not covered by the federal funding received. If, based on the review, the Attorney General determines that the federal funding is insufficient or there is a basis for relief, the Attorney General is authorized to bring an action on behalf of the State and the school administrative units within the State against the Federal Government and appropriate parties.'

SUMMARY

The bill directs the Attorney General to bring suit against the Federal Government if the State receives insufficient federal funds to implement the federal No Child Left Behind Act of 2001. This amendment instead directs the Attorney General to determine whether an increase in federal funding is necessary to fully implement the federal Act in this State or whether there is a basis for relief from certain federal requirements. If, based on the review, the Attorney General determines that the federal

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2 funding is insufficient or there is a basis for relief, this
amendment authorizes the Attorney General to bring an action
4 against the Federal Government and appropriate parties.

6
8 **FISCAL NOTE REQUIRED**
(See attached)

COMMITTEE AMENDMENT



Approved: 05/16/05 *MAC*

122nd MAINE LEGISLATURE

LD 676

LR 1436(02)

Resolve, Regarding the No Child Left Behind Act of 2001

Fiscal Note for Bill as Amended by Committee Amendment "A"

Committee: Education and Cultural Affairs

Fiscal Note Required: Yes

Fiscal Note

Minor cost increase - General Fund

Fiscal Detail and Notes

The additional costs to bring suit against the Federal Government and appropriate parties can be absorbed by the Department of the Attorney General utilizing existing budgeted resources. Additional costs to the Department of Education to collect the required data can be absorbed within existing budgeted resources.