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DATE: 5/9/15

(Filing No. H-292)

EDUCATION AND CULTURAL AFFAIRS

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
122ND LEGISLATURE
FIRST SPECIAL SESSION

COMMITTEE AMENDMENT "A" to H.P. 828, L.D. 1200, Bill, "An Act To Establish a Uniform Private Facilities Tuition Rate Establishment Procedures"

Amend the bill by striking out the title and substituting the following:

'An Act To Establish a Uniform Private Facilities Tuition Rate Establishment Procedure'

Further amend the bill by inserting after the enacting clause the following:

'Sec. 1. 20-A MRSA c. 117, sub-c. 2, as amended, is further amended by repealing the subchapter headnote and enacting the following in its place:

SUBCHAPTER 2

APPROVAL FOR THE RECEIPT OF PUBLIC FUNDS
BY PRIVATE SCHOOLS

Sec. 2. 20-A MRSA §2951, first ¶, as enacted by PL 1981, c. 693, §§5 and 8, is amended to read:

A private secondary school may be approved for the receipt of public funds for tuition purposes only if it:

Sec. 3. 20-A MRSA §2952, as amended by PL 1983, c. 806, §28, is further amended to read:

COMMITTEE AMENDMENT

R.O.S.

2 **§2952. Report to commissioner**

4 A private ~~see~~secondary school receiving state funds, either
6 directly or indirectly, and a private school approved for tuition
and attendance purposes shall annually, ~~on or before July 15th in~~
accordance with time schedules established by the commissioner,
8 report to the commissioner the information the commissioner may
require.

10 **Sec. 4. 20-A MRSA §2953**, as enacted by PL 1981, c. 693, §§5
12 and 8, is amended to read:

14 **§2953. Audit**

16 The following audit ~~shall~~ must be made.

18 **1. Annual audit.** A private ~~see~~secondary school approved for
20 tuition purposes shall, on or before September 1st of each year,
furnish to the State Auditor satisfactory proof that the books,
22 accounts, financial documents and reports to the commissioner of
the ~~academy~~ school for the preceding fiscal year have been
24 examined and found to be in a satisfactory and accurate condition
with proper vouchers on file. An audit ~~shall~~ must be made by the
Department of Audit or by individuals or firms recognized as
26 competent auditors by training and experience or by qualified
public accountants.

28 **2. Special audit.** Audits by the State Auditor may be
30 requested by 3 or more duly elected and qualified officers of the
private ~~see~~secondary school. This audit ~~shall~~ must be conducted at
32 the expense of the requesting ~~academy~~ school except when the
audit is ~~deemed~~ determined necessary by the commissioner.

34 **Sec. 5. 20-A MRSA §2955**, as amended by PL 1983, c. 859, Pt.
36 A, §§11 and 25, is further amended to read:

38 **§2955. Penalty for noncompliance**

40 Private ~~see~~secondary schools approved for tuition purposes
42 which that have not complied with this chapter may not receive
tuition payments from any school administrative unit.'

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

48

R.015

COMMITTEE AMENDMENT "A" to H.P. 828, L.D. 1200

SUMMARY

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This amendment allows the approval process used by private secondary schools receiving public funds to be used for approving other private schools to receive public funds.

FISCAL NOTE REQUIRED
(See attached)

COMMITTEE AMENDMENT



Approved: 05/02/05 *MRC*

122nd MAINE LEGISLATURE

LD 1200

LR 0552(02)

An Act To Establish a Uniform Private Facilities Tuition Rate Establishment Procedures

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

Additional costs to the Department of Education to develop regulations and procedures can be absorbed utilizing existing budgeted resources.