

# MAINE STATE LEGISLATURE

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17  
R. 016

Date: 5-30-07

(Filing No. H-369)

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STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
123RD LEGISLATURE  
FIRST REGULAR SESSION

HOUSE AMENDMENT "A" to COMMITTEE AMENDMENT "A" to H.P. 368,  
L.D. 484, Bill, "An Act To Adjust the School Funding Formula with Regard to  
Unorganized Territories"

Amend the amendment in section 1 by striking out all of subsection 4 and inserting  
the following:

'4. Tuition. The commissioner shall pay tuition for each tuition student in the  
amount approved as the receiving administrative unit's official tuition cost pursuant to  
section 5804 or 7302 ~~in an amount agreed upon between the commissioner and the school  
board of the unit.~~

Amend the amendment by striking out all of sections 2 and 3 and inserting the  
following:

'Sec. 2. 20-A MRSA §3253-A, sub-§3, as amended by PL 1985, c. 603, §1 and  
PL 2005, c. 397, Pt. D, §3, is repealed and the following enacted in its place:

3. Tuition. Notwithstanding sections 5805, subsection 2; 5806, subsection 2; and  
5809, the commissioner shall pay tuition for each tuition student in an amount equal to  
the official tuition rate approved pursuant to sections 5805, subsection 1 and 5806,  
subsection 1 for the receiving school for nonresident students enrolled in secondary  
schools or special education or career and technical education programs as long as the  
student maintains a satisfactory standard of deportment and scholarship. The  
commissioner shall pay tuition for each tuition student in an amount equal to the official  
tuition rate approved pursuant to section 7302 for the receiving school for nonresident  
students enrolled in special education programs, as long as the student maintains a  
satisfactory standard of deportment and scholarship.'

SUMMARY

This amendment removes the requirement in the Committee Amendment "A" that  
requires Commissioner of Education to pay up to 110% of the receiving school  
administrative unit's established tuition rate for each elementary school student who is a  
tuition student from the unorganized territories and up to 110% of the state average per

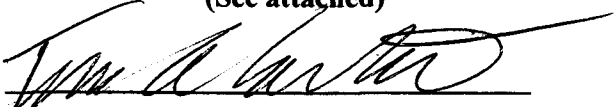
HOUSE AMENDMENT

**RWS**

HOUSE AMENDMENT "*A*" to COMMITTEE AMENDMENT "A" to H.P. 368, L.D. 484

1 public secondary student cost for each secondary school student who is a tuition student  
2 from the unorganized territories. This amendment also removes the requirement from  
3 Committee Amendment "A" that requires the Commissioner of Education to compute the  
4 tuition paid for each tuition student and allocate the tuition costs to the property owners  
5 from the unorganized unit where the tuition student resides.  
6 Instead, this amendment requires the Commissioner of Education to pay each  
7 receiving unit's actual per student cost incurred for educating students in that receiving  
8 unit for both elementary and secondary students from the unorganized territories. This  
9 amendment removes the provision in current law that allows the commissioner to pay the  
10 lesser of the actual cost or the State average per-pupil cost.

11 **FISCAL NOTE REQUIRED**  
12 (See attached)

13 **SPONSORED BY:**   
14 (Representative CARTER)  
15 **TOWN: Bethel**

**HOUSE AMENDMENT**



# 123rd MAINE LEGISLATURE

LD 484

LR 1291(03)

## An Act To Adjust the School Funding Formula with Regard to Unorganized Territories

Fiscal Note for House Amendment "*A*" to Committee Amendment "A"

Sponsor: Rep. Carter of Bethel

Fiscal Note Required: Yes

### Fiscal Note

	2007-08	2008-09	Projections 2009-10	Projections 2010-11
<b>Net Cost (Savings)</b>				
General Fund	(\$50,000)	\$0	\$0	\$0
<b>Appropriations/Allocations</b>				
General Fund	(\$773,953)	(\$760,150)	(\$798,158)	(\$838,066)
<b>Revenue</b>				
Other Special Revenue Funds	(\$723,953)	(\$760,150)	(\$798,158)	(\$838,066)
<b>Transfers</b>				
General Fund	(\$723,953)	(\$760,150)	(\$798,158)	(\$838,066)
Other Special Revenue Funds	\$723,953	\$760,150	\$798,158	\$838,066

#### Fiscal Detail and Notes

This amendment eliminates the one-time General Fund cost of \$50,000 in fiscal year 2007-08 and strikes the General Fund appropriations to the Education in the Unorganized Territory program within the Department of Education of \$723,953 in fiscal year 2007-08 and \$760,150 in fiscal year 2008-09 that was to be offset by additional revenue collected from the townships in the unorganized territory that have one or more tuition students.

As amended, this bill will increase the cost of all property owners in the unorganized territory to tuition their students to schools outside of the unorganized territory. The total cost can not be determined at this time. Because the additional revenue collected from property owners in the unorganized territory as a result of the higher tuition costs will be transferred to the General Fund in order to reimburse the General Fund for the additional tuition costs, there is no net impact to General Fund.