

# MAINE STATE LEGISLATURE

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Date: 6/1/17

Majority

L.D. 1041  
(Filing No. H-403)

**EDUCATION AND CULTURAL AFFAIRS**

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

COMMITTEE AMENDMENT "A" to H.P. 759, L.D. 1041, Bill, "An Act To Improve the Essential Programs and Services Funding Formula"

Amend the bill by striking out everything after the enacting clause and inserting the following:

**'Sec. 1. 20-A MRSA §15689, sub-§1, ¶B,** as affected by PL 2005, c. 12, Pt. WW, §18 and amended by c. 457, Pt. I, §1, is further amended to read:

B. The school administrative unit's special education costs as calculated pursuant to section 15681-A, subsection 2 multiplied by the following transition percentages:

- (1) In fiscal year 2005-06, 84%;
- (2) In fiscal year 2006-07, 84%;
- (3) In fiscal year 2007-08, 95%; and
- (4) In fiscal year 2008-09 and succeeding years, ~~100%~~ 50%.'

**SUMMARY**

This amendment is the majority report of the Joint Standing Committee on Education and Cultural Affairs. The amendment strikes and replaces the concept draft to reduce the percentage of special education costs that may be allocated to a school administrative unit that is determined to be a so-called "minimum receiver" of state subsidy under the Essential Programs and Services Funding Act.

Current law provides that, beginning in fiscal year 2008-09 and succeeding years, a school administrative unit that is a so-called "minimum receiver" of state subsidy is guaranteed a minimum of 5% of the school administrative unit's total allocation or 100% of the school administrative unit's special education costs, whichever amount is greater. The amendment provides that, beginning in fiscal year 2008-09 and succeeding years, the

**COMMITTEE AMENDMENT**

COMMITTEE AMENDMENT "A" to H.P. 759, L.D. 1041

- 1 percentage of special education costs that may be allocated to a school administrative unit
- 2 that is determined to be a so-called "minimum receiver" of state subsidy is 50%.

FISCAL NOTE REQUIRED  
(See attached)



# 123rd MAINE LEGISLATURE

LD 1041

LR 785(02)

**An Act To Improve the Essential Programs and Services Funding Formula**

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

**Committee: Education and Cultural Affairs**

**Fiscal Note Required: Yes**

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## Fiscal Note

No State fiscal impact

### Fiscal Detail and Notes

This legislation will not affect the total cost of funding K-12 public education beginning in fiscal year 2008-09 or the State's share of that cost. This legislation will affect the amount of funds required to be raised by local school administrative units beginning in fiscal year 2008-09 with minimum receivers being required to raise more funds and non-minimum receivers being required to raise less. The impact to individual school administrative units can not be determined at this time.