

# MAINE STATE LEGISLATURE

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Date: 4-18-08

(Filing No. S-695)

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**STATE OF MAINE  
SENATE  
123RD LEGISLATURE  
FIRST SPECIAL SESSION**

SENATE AMENDMENT "A" to H.P. 1671, L.D. 2311, Bill, "An Act To Invest in Maine's Young Children"

Amend the bill in Part A by striking out all of sections 1 to 3 and inserting the following:

Sec. A-1. 5 MRSA §12004-J, sub-§16 is enacted to read:

**16.**

<u>Children</u>	<u>Maine Children's Growth Council</u>	<u>Legislative Per Diem and Expenses for Legislators and for Certain Members</u>	<u>5 MRSA §24001</u>
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Sec. A-2. 5 MRSA Pt. 30 is enacted to read:

**PART 30**

**INVESTMENT IN YOUNG CHILDREN**

**CHAPTER 621**

**MAINE CHILDREN'S GROWTH COUNCIL**

**§24001. Maine Children's Growth Council**

**1. Definitions.** As used in this chapter, unless the context otherwise indicates, the following terms have the following meanings.

- A. "Council" means the Maine Children's Growth Council established in subsection 2.

**SENATE AMENDMENT**

- 1        B. "Young children" means children from birth through 5 years of age.
- 2        **2. Establishment.** The Maine Children's Growth Council, as established in section  
3 12004-J, subsection 16, is created to develop, maintain and evaluate a plan for sustainable  
4 social and financial investment in healthy development of the State's young children and  
5 their families.
- 6        **3. Membership.** The council consists of 27 members who must have a strong  
7 interest in early childhood and early care and education and must be influential in their  
8 communities:
- 9        A. Two members of the Senate, one from each of the 2 political parties having the  
10 greatest number of members in the Senate, appointed by the President of the Senate;
- 11        B. Two members of the House of Representatives, one from each of the 2 political  
12 parties having the greatest number of members in the House, appointed by the  
13 Speaker of the House;
- 14        C. The Governor or the Governor's designee and the Attorney General or the  
15 Attorney General's designee;
- 16        D. Three parents, at least one of whom has a young child, one each appointed by the  
17 Governor, the President of the Senate and the Speaker of the House;
- 18        E. Two persons with experience in public funding and philanthropy, appointed by  
19 the President of the Senate;
- 20        F. One person representing child abuse and neglect prevention, appointed by the  
21 Speaker of the House;
- 22        G. One person representing postsecondary education, appointed by the Governor;
- 23        H. Eight persons representing statewide, membership or constituent organizations  
24 that advance the well-being of young children and their families, nominated by their  
25 organizations and appointed by the Governor, of whom:
- 26            (1) Three must represent statewide organizations or associations involved in  
27 early care and education programs, child care centers, Head Start programs,  
28 family child care providers, resource development centers, programs for school-  
29 age children, child development services, physicians and child advocacy;
- 30            (2) One must represent a law enforcement organization involved with children;
- 31            (3) One must represent an organization that works on community organization  
32 and mobilization;
- 33            (4) One must represent public health;
- 34            (5) One must represent the Maine Economic Growth Council; and
- 35            (6) One must represent a labor organization.
- 36        I. One person representing a statewide association of business and industry and one  
37 person representing a business roundtable on early childhood investment, appointed  
38 by the Governor;

- 1        J. One member of the public, appointed by the Governor; and
- 2        K. Three ex-officio, nonvoting members: the Commissioner of Education or the
- 3        commissioner's designee, a Department of Health and Human Services employee
- 4        who works with early childhood programs including Head Start and a person
- 5        representing the office within the Department of Health and Human Services that is
- 6        the fiscal agent for the federal grant program for comprehensive early childhood
- 7        initiatives.
- 8        **4. Terms of appointment.** Except for ex-officio members, members of the council
- 9        are appointed for terms of 3 years. Members who are Legislators are appointed for the
- 10       duration of the legislative terms in which they were appointed. Members who are not
- 11       Legislators may serve beyond their designated terms until their successors are appointed.
- 12       **5. Cochairs.** The Governor shall appoint cochairs for the council.
- 13       **6. Quorum; meetings.** Thirteen members of the council constitute a quorum. The
- 14       council may meet as often as necessary but shall meet at least 6 times a year. A meeting
- 15       may be called by a cochair or by any 5 members.
- 16       **7. Compensation.** Members of the council serve without compensation for their
- 17       services, except that parents appointed under subsection 3, paragraph D who are not
- 18       reimbursed by another organization may receive mileage reimbursement and a per diem
- 19       to cover related costs such as child care, and Legislators are entitled to receive the
- 20       legislative per diem, as defined in Title 3, section 2, and reimbursement for travel and
- 21       other necessary expenses for attendance at authorized meetings of the council.
- 22       **8. Staffing; funding.** The council may hire staff as necessary for its work and as
- 23       resources permit. The council may accept grant funding and other funding as may be
- 24       available for the work of the council. The Department of Health and Human Services
- 25       shall act as fiscal agent for the council.
- 26       **9. Logo.** The council may develop, adopt and publicize a logo or slogan to identify
- 27       its work.

28       **§24002. Duties**

- 29       **1. Duties.** The duties of the council include, but are not limited to:
- 30       A. Reviewing and addressing recommendations of legislative studies and advisory
- 31       committees regarding young children and the Children's Cabinet;
- 32       B. Adopting and updating a long-term plan for investment in the healthy
- 33       development of young children that will achieve sustainable social and financial
- 34       investment in the healthy development of young children and their families.
- 35       (1) In adopting and updating the plan the council shall consult and coordinate
- 36       with members of the public, the Children's Cabinet, the Department of Education,
- 37       the Department of Health and Human Services and advocates, community
- 38       agencies and providers of early care and education and services to children and
- 39       their families; monitor and evaluate progress in accomplishing the plan's vision,
- 40       goals and performance indicators and best practice research; and consider the
- 41       changing economic and demographic conditions and the effect of investments on
- 42       economic growth and productivity.

- 1           (2) The plan must include strategies:
- 2                   (a) To create and sustain a unified, statewide early childhood services system  
3                   that provides essential resources for children, shares common standards for  
4                   quality, respects the diversity and uniqueness of young children and their  
5                   families, reflects a commitment to sustainable growth, includes family  
6                   representation, recognizes the importance of child care in sustaining  
7                   employment for parents and recognizes the value of new forms of  
8                   cooperation among government, business and society in achieving the goals  
9                   of the plan; and
- 10                  (b) For overall investment and prioritization of early childhood and  
11                  education programs, services and initiatives and to address workforce  
12                  education and training issues, utilization of community partners across the  
13                  state and investments in technology and infrastructure; and
- 14                  C. Reporting by January 15, 2010 and every 2 years thereafter to the Department of  
15                  Health and Human Services, the Governor, the Children's Cabinet and the Legislature  
16                  on the activities and accomplishments of the council and its long-term plan for  
17                  investment in the healthy development of young children, and issuing such other  
18                  reports as the council determines to be appropriate.

19       **§24003. Records and meetings**

20               **1. Public records and meetings.** The records of the council are public records and  
21               meetings of the council are public meetings for the purposes of the State's freedom of  
22               access laws.

23       **§24004. Repeal**

24               This chapter is repealed October 1, 2009.'

25               Amend the bill in Part B by striking out all of section 3.

26               Amend the bill in Part B in section 4 in the 4th and 5th lines (page 7, lines 23 and 24  
27               in L.D.) by striking out the following: "to increase the amount of funding available for  
28               scholarships as provided in this Act and the amount distributed per course and"

29               Amend the bill in Part B by striking out all of sections 6 and 7 and inserting the  
30               following:

31               ‘**Sec. B-6. Appropriations and allocations.** The following appropriations and  
32               allocations are made.

33       **HEALTH AND HUMAN SERVICES, DEPARTMENT OF (FORMERLY DHS)**

34       **Maine Children's Growth Council N044**

35       Initiative: Provides a base allocation in the event that funds are received to fund the work  
36       of the Maine Children's Growth Council.

SENATE AMENDMENT "A" to H.P. 1671, L.D. 2311

1	<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>2007-08</b>	<b>2008-09</b>
2	All Other	\$0	\$500
3			
4	<b>OTHER SPECIAL REVENUE FUNDS TOTAL</b>	<hr/>	<hr/>
		\$0	\$500
5	<b>HEALTH AND HUMAN SERVICES,</b>		
6	<b>DEPARTMENT OF (FORMERLY DHS)</b>		
7	<b>DEPARTMENT TOTALS</b>	<b>2007-08</b>	<b>2008-09</b>
8			
9	<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>\$0</b>	<b>\$500</b>
10			
11	<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<hr/>	<hr/>
		\$0	\$500
12	<b>LEGISLATURE</b>		
13	<b>Legislature 0081</b>		
14	Initiative: Allocates funds for the per diem and expenses of legislative members of the		
15	Maine Children's Growth Council.		
16	<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>2007-08</b>	<b>2008-09</b>
17	Personal Services	\$0	\$1,320
18	All Other	\$0	\$1,200
19			
20	<b>OTHER SPECIAL REVENUE FUNDS TOTAL</b>	<hr/>	<hr/>
		\$0	\$2,520
21	<b>LEGISLATURE</b>		
22	<b>DEPARTMENT TOTALS</b>	<b>2007-08</b>	<b>2008-09</b>
23			
24	<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>\$0</b>	<b>\$2,520</b>
25			
26	<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<hr/>	<hr/>
		\$0	\$2,520
27	<b>SECTION TOTALS</b>	<b>2007-08</b>	<b>2008-09</b>
28			
29	<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>\$0</b>	<b>\$3,020</b>
30			
31	<b>SECTION TOTAL - ALL FUNDS</b>	<hr/>	<hr/>
		\$0	\$3,020

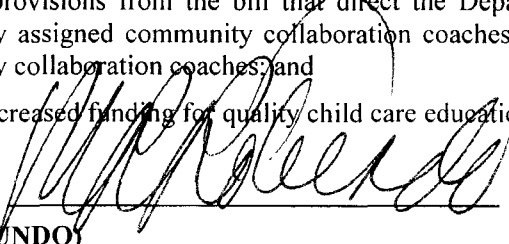
SENATE AMENDMENT "A" to H.P. 1671, L.D. 2311

1  
2 Amend the bill by relettering or renumbering any nonconsecutive Part letter or  
3 section number to read consecutively.

4 **SUMMARY**

5 This amendment:

- 6 1. Strikes the provisions from the bill that establish the Office of the Child Advocate  
7 and authorize a research and evaluation contract and a needs assessment contract;
- 8 2. Repeals the chapter that establishes and governs the Maine Children's Growth  
9 Council effective October 1, 2009;
- 10 3. Strikes the provisions from the bill that direct the Finance Authority of Maine to  
11 undertake a public education campaign regarding the availability of loans for child care  
12 facilities;
- 13 4. Strikes the provisions from the bill that direct the Department of Education to  
14 employ 4 regionally assigned community collaboration coaches and eliminates funding  
15 for those community collaboration coaches; and
- 16 5. Eliminates increased funding for quality child care education scholarships.

17 **SPONSORED BY:**   
18 **(Senator ROTUNDO)**  
19 **COUNTY: Androscoggin**

FISCAL NOTE REQUIRED  
(See attached)



# 123rd MAINE LEGISLATURE

LD 2311

LR 3623(05)

## An Act To Invest in Maine's Young Children

Fiscal Note for Senate Amendment "A "

Sponsor: Sen. Rotundo of Androscoggin

Fiscal Note Required: Yes

### Fiscal Note

	2007-08	2008-09	Projections 2009-10	Projections 2010-11
<b>Net Cost (Savings)</b>				
Fund for a Healthy Maine	\$0	(\$449,500)	(\$414,500)	(\$414,500)
<b>Appropriations/Allocations</b>				
Fund for a Healthy Maine	\$0	(\$449,500)	(\$414,500)	(\$414,500)
Other Special Revenue Funds	\$0	\$0	(\$3,020)	(\$3,020)

#### Legislative Cost/Study

The amendment retains the need for an Other Special Revenue Funds allocation to the Legislature of \$2,520 in fiscal year 2008-09 for the per diem and expenses of legislators in the event grant funding or other funds are received to support the Maine Children's Growth Council.

#### Fiscal Detail and Notes

This fiscal note reflects the incremental fiscal impact of this amendment.

This amendment removes all provisions of the bill that required funding from the Fund for a Healthy Maine and removes all Fund for a Healthy Maine allocations included accordingly. The amendment retains the need for a base allocation of \$500 in 2008-09 in the event that funds are received to fund the work of the newly created Maine Children's Growth Council.