

# MAINE STATE LEGISLATURE

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# 124th MAINE LEGISLATURE

## SECOND REGULAR SESSION-2010

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Legislative Document

No. 1734

H.P. 1232

House of Representatives, January 12, 2010

**An Act To Require the Department of Education To Calculate  
Subsidy on the Basis of Membership in a Regional School Unit or an  
Alternative Organizational Structure and as if the School  
Administrative Unit Had Not Reorganized as of 2009**

(EMERGENCY)

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Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.

Reference to the Committee on Education and Cultural Affairs suggested and ordered printed.

*Millicent M. MacFarland*  
MILLCENT M. MacFARLAND  
Clerk

Presented by Representative O'BRIEN of Lincolnville.  
Cosponsored by Senator RECTOR of Knox and  
Representatives: EDGECOMB of Caribou, PIEH of Bremen, PRATT of Eddington, WELSH  
of Rockport, Senator: WESTON of Waldo.

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**Emergency preamble. Whereas**, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

**Whereas**, this legislation needs to take effect before the expiration of the 90-day period in order to protect school administrative units from certain losses in school subsidy; and

**Whereas**, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

**Be it enacted by the People of the State of Maine as follows:**

**Sec. 1. 20-A MRS §1481-A, sub-§4** is enacted to read:

4. Calculation of subsidy. Notwithstanding this Title, the department shall calculate the subsidy a school administrative unit would receive as part of a regional school unit or an alternative organizational structure and as if the school administrative unit had not reorganized pursuant to this chapter. The department shall pay the larger subsidy amount to the regional school unit or alternative organizational structure of which that school administrative unit is a member.

**Emergency clause.** In view of the emergency cited in the preamble, this legislation takes effect when approved.

**SUMMARY**

This bill requires the Department of Education to calculate the subsidy a school administrative unit would receive as part of a regional school unit or an alternative organizational structure and as if the school administrative unit had not reorganized pursuant to the Maine Revised Statutes, Title 20-A, chapter 103-A. The department shall pay the larger subsidy amount to the regional school unit or alternative organizational structure of which that school administrative unit is a member.