

MAINE STATE LEGISLATURE

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2 Date: 5/19/21

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MAJORITY

3 EDUCATION AND CULTURAL AFFAIRS

4 Reproduced and distributed under the direction of the Secretary of the Senate.

5 STATE OF MAINE

6 SENATE

7 130TH LEGISLATURE

8 FIRST SPECIAL SESSION

9 COMMITTEE AMENDMENT "A" to S.P. 250, L.D. 636, "An Act To Encourage
10 the Purchase of Local Foods for Public Schools"

11 Amend the bill by inserting after the title and before the enacting clause the following:

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

14 Whereas, school administrative units have an immediate need to provide high-
15 quality, locally grown foods to Maine students, many of whom experience food insecurity;
16 and

17 Whereas, school administrative units require the ability to access the State's enhanced
18 program providing local foods to public schools in the current fiscal year; and

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

23 Amend the bill in section 1 in subsection 12 in the 9th line (page 1, line 12 in L.D.) by
24 striking out the following: "\$7,500" and inserting the following: '\$5,000'

25 Amend the bill in section 1 in subsection 12 in the 10th line (page 1, line 13 in L.D.)
26 by striking out the following: "\$10,000" and inserting the following: '\$5,500'

27 Amend the bill in section 1 in subsection 12 in the 22nd line (page 1, line 25 in L.D.)
28 by striking out the following: "\$7,500" and inserting the following: '\$5,000'

29 Amend the bill in section 1 in subsection 12 in the 26th line (page 1, line 29 in L.D.)
30 by striking out the following: "\$7,500" and inserting the following: '\$5,000'

31 Amend the bill by inserting after section 1 the following:

32 'Sec. 2. 20-A MRSA §6602, sub-§12-A is enacted to read:

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12-A. Local Foods Fund reimbursement. Reimbursement or partial reimbursement to school administrative units may be made only up to the amount appropriated to support the provisions of the Local Foods Fund as established in subsection 12. Funds appropriated for this purpose do not lapse but must be carried forward to the next fiscal year to be used for the same purpose.

Sec. 3. Appropriations and allocations. The following appropriations and allocations are made.

EDUCATION, DEPARTMENT OF

Local Foods N371

Initiative: Transfers funding to support the use of local produce in schools to a newly created Local Foods Fund.

GENERAL FUND	2020-21	2021-22	2022-23
All Other	\$300,813	\$322,500	\$322,500
GENERAL FUND TOTAL	\$300,813	\$322,500	\$322,500

School Finance and Operations Z078

Initiative: Transfers funding to support the use of local produce in schools to a newly created Local Foods Fund.

GENERAL FUND	2020-21	2021-22	2022-23
All Other	(\$300,813)	(\$322,500)	(\$322,500)
GENERAL FUND TOTAL	(\$300,813)	(\$322,500)	(\$322,500)

**EDUCATION, DEPARTMENT OF
DEPARTMENT TOTALS**

	2020-21	2021-22	2022-23
GENERAL FUND	\$0	\$0	\$0
DEPARTMENT TOTAL - ALL FUNDS	\$0	\$0	\$0

Amend the bill by adding before the summary the following:

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

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

SUMMARY

This amendment adds an emergency preamble and an emergency clause and changes the maximum state contribution per school administrative unit to \$5,000, or \$5,500 for

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COMMITTEE AMENDMENT "A" to S.P. 250, L.D. 636 (S-106)

1 school administrative units that send a food service employee to local foods training
2 administered by the Department of Education.

3 The amendment provides that reimbursement or partial reimbursement to school
4 administrative units may be made only up to the amount appropriated to support the
5 provisions of the Local Foods Fund and that funds appropriated for this purpose do not
6 lapse but must be carried forward to the next fiscal year to be used for the same purpose.

7 The amendment also transfers funding to support the use of local foods in schools to
8 the newly created Local Foods Fund.

9 **FISCAL NOTE REQUIRED**

10 (See attached)

COMMITTEE AMENDMENT



130th MAINE LEGISLATURE

LD 636

LR 1079(02)

An Act To Encourage the Purchase of Local Foods for Public Schools

Fiscal Note for Bill as Amended by Committee Amendment "A/S-18e)

Committee: Education and Cultural Affairs

Fiscal Note Required: Yes

Fiscal Note

Diverts fiscal year 2020-21 unexpended balance from General Fund unappropriated surplus
Increase in maximum state contribution - Local Produce Fund

	FY 2020-21	FY 2021-22	FY 2022-23	Projections FY 2023-24	Projections FY 2024-25
Net Cost (Savings)					
General Fund	\$0	\$0	\$0	\$0	\$0
Appropriations/Allocations					
General Fund	\$0	\$0	\$0	\$0	\$0

Fiscal Detail and Notes

This bill transfers the General Fund appropriations enacted as part of Public Law 2021, chapter 29, that support the use of local foods in schools from the School Finance and Operations program account to a newly created, non-lapsing Local Foods General Fund program account within the Department of Education. Because this bill is emergency legislation and transfers funds from an account that lapses unspent balances to the unappropriated surplus of the General Fund at the end of each year to a program account that is nonlapsing, the \$300,813 anticipated to lapse at the end of fiscal year 2020-21 will now carry forward into fiscal year 2021-22. Absent this legislation, that unspent balance would have lapsed to the General Fund and become available to the fixed and percentage transfers of unbudgeted General Fund surplus commonly referred to as the "Cascade".

This bill also renames the Local Produce Fund the Local Foods Fund and increases the maximum contribution that a school administrative unit (SAU) may receive from the State for the purchase of produce or minimally processed foods from \$1,500 per year to \$5,000 per year and from \$2,000 per year to \$5,500 per year if the SAU sends a food service employee to local foods training. Public Law 2021, chapter 29, includes \$322,500 in General Fund appropriations in both fiscal year 2021-22 and fiscal year 2022-23 to support the use of local foods in schools. Under current law, this funding is sufficient to support between 160 and 215 grants per year depending on the number of grants awarded and the amount of each grant. If this legislation is enacted, the current funding will support between 58 and 64 grants at either \$5,000 or \$5,500 per grant, assuming the maximum amount is awarded.