

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied  
(searchable text may contain some errors and/or omissions)

4/10/21  
ROFS

L.D. 1318

Date: 6/10/21

(Filing No. S-246)

## EDUCATION AND CULTURAL AFFAIRS

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

### STATE OF MAINE

### SENATE

### 130TH LEGISLATURE

### FIRST SPECIAL SESSION

COMMITTEE AMENDMENT "A" to S.P. 424, L.D. 1318, "An Act To Increase High School Graduation Rates for Students Experiencing Education Disruption"

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

**'Mandate preamble.** This measure requires one or more local units of government to expand or modify activities so as to necessitate additional expenditures from local revenues but does not provide funding for at least 90% of those expenditures. Pursuant to the Constitution of Maine, Article IX, Section 21, 2/3 of all of the members elected to each House have determined it necessary to enact this measure.'

Amend the bill in section 1 in §257-A by striking out all of subsection 1-A (page 1, lines 12 to 19 in L.D.) and inserting the following:

**'1-B. Definitions. As used in this section, unless the context otherwise indicates, the following terms have the following meanings.**

A. "Community provider" has the same meaning as in section 5161, subsection 1-B.

B. "Education disruption" has the same meaning as in section 5161, subsection 2-A.

C. "Responsible school" has the same meaning as in section 5161, subsection 5-A and includes a school identified pursuant to section 5163, subsection 6.

D. "Student experiencing homelessness" has the same meaning as in section 5161, subsection 11.'

Amend the bill by inserting after section 14 the following:

**'Sec. 15. Appropriations and allocations.** The following appropriations and allocations are made.

**EDUCATION, DEPARTMENT OF**

**School and Student Supports Z270**

ROFS

COMMITTEE AMENDMENT "A" to S.P. 424, L.D. 1318 (S. 246)

1 Initiative: Provides ongoing funds for one Regional Education Representative position and  
2 one Office Specialist I position and related All Other costs to process the anticipated  
3 increase in the number of applications for a diploma.

4	<b>GENERAL FUND</b>	<b>2021-22</b>	<b>2022-23</b>
5	POSITIONS - LEGISLATIVE COUNT	2.000	2.000
6	Personal Services	\$115,072	\$186,436
7	All Other	\$6,130	\$6,130
8			
9	<b>GENERAL FUND TOTAL</b>	<b>\$121,202</b>	<b>\$192,566</b>

10 **School Finance and Operations Z078**

11 Initiative: Provides ongoing funds for the technology and software costs associated with  
12 hiring one Regional Education Representative position and one Office Specialist I position  
13 to process the anticipated increase in the number of applications for a diploma.

14	<b>GENERAL FUND</b>	<b>2021-22</b>	<b>2022-23</b>
15	All Other	\$5,006	\$5,006
16			
17	<b>GENERAL FUND TOTAL</b>	<b>\$5,006</b>	<b>\$5,006</b>

18

19	<b>EDUCATION, DEPARTMENT OF</b>		
20	<b>DEPARTMENT TOTALS</b>	<b>2021-22</b>	<b>2022-23</b>
21			
22	<b>GENERAL FUND</b>	<b>\$126,208</b>	<b>\$197,572</b>
23			
24	<b>DEPARTMENT TOTAL - ALL FUNDS</b>	<b>\$126,208</b>	<b>\$197,572</b>

25

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

28

**SUMMARY**

29 This amendment adds a mandate preamble and an appropriations and allocations  
30 section. The amendment also changes a statutory subsection number to prevent a conflict  
31 with Public Law 2021, chapter 61, section 1.

32

**FISCAL NOTE REQUIRED**

33

(See attached)

**COMMITTEE AMENDMENT**

**130th MAINE LEGISLATURE****LD 1318****LR 787(02)****An Act To Increase High School Graduation Rates for Students Experiencing Education Disruption****Fiscal Note for Bill as Amended by Committee Amendment "A" (S-246)****Committee: Education and Cultural Affairs****Fiscal Note Required: Yes**

---

---

**Fiscal Note**

State Mandate - Exempted

	FY 2021-22	FY 2022-23	Projections FY 2023-24	Projections FY 2024-25
<b>Net Cost (Savings)</b>				
General Fund	\$126,208	\$197,572	\$203,538	\$209,695
<b>Appropriations/Allocations</b>				
General Fund	\$126,208	\$197,572	\$203,538	\$209,695

**State Mandates****Required Activity**

Requires a responsible school to provide every new student experiencing education disruption with an adult staff or volunteer mentor to facilitate the student's transition to the new school.

**Unit Affected**

School

**Local Cost**Moderate  
statewide

Adds migrant students and immigrant students to the number of student to which a responsible school must:

School

Moderate  
statewide

- 1) provide staff assistance to ensure the complete transfer of all records, grades, full and partial credits and all academic material;
- 2) develop or update a school work recognition plan within 10 days of the school becoming aware of the student experiencing education disruption;
- 3) make individual educational materials such as curricula and assignments available within 5 days of the school becoming aware that the student is experiencing a period of absence due to education disruption; and
- 4) provide support for and assist any student who has experienced education disruption in the completion and submission of an application for a Department of Education diploma, if requested to do so.

Pursuant to the Mandate Preamble, the two-thirds vote of all members elected to each House exempts the State from the constitutional requirement to fund 90% of the additional costs.

## Fiscal Detail and Notes

CA (S-246)

The Department of Education has indicated that it will require one Regional Education Representative position and one Office Specialist I position to process the anticipated increase in the number of applications for a Department Education diploma as a result of this legislation. This bill includes General Fund appropriations totaling \$126,208 ... fiscal year 2021-22 and \$197,572 in fiscal year 2022-23 to fund the positions. Of these amounts, the bill includes \$121,202 and \$192,566 in fiscal years 2021-22 and 2022-23, respectively, to the School and Student Supports program for the positions and related All Other costs and \$5,006 per year beginning in fiscal year 2021-22 to the School Finance and Operations program for the technology and software costs for the new positions.

To the extent that volunteer mentors are available to facilitate the transition of a new student that is experiencing education disruption to the new school, the fiscal impact to the responsible school may be mitigated. The impact to individual school administrative units will depend on the number of students experiencing education disruption due to migrancy or immigration attending the school.