

MAINE STATE LEGISLATURE

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L.D. 2120

Date: 3/25/24

(Filing No. H-863)

EDUCATION AND CULTURAL AFFAIRS

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**STATE OF MAINE
HOUSE OF REPRESENTATIVES
131ST LEGISLATURE
SECOND REGULAR SESSION**

COMMITTEE AMENDMENT "A" to H.P. 1344, L.D. 2120, "An Act to Fund the Delivery of Educational Services to Children with Special Needs as Required by State and Federal Law in Special Purpose Private Preschools"

Amend the bill in section 1 in the last line (page 1, line 31 in L.D.) by inserting after the following: "implemented," the following: 'The Commissioner of Education shall notify the State Controller when the daily tuition rate is implemented.'

Amend the bill in section 2 in the 2nd line (page 1, line 33 in L.D.) by inserting after the following: "contrary," the following: 'only if the State Controller has not been notified that the daily tuition rate under the Maine Revised Statutes, Title 20-A, section 7302, subsection 2, paragraph G has been implemented,'

Amend the bill in section 2 in the 3rd line (page 1, line 34 in L.D.) by striking out the following: "\$15,000,000" and inserting the following: '\$7,500,000'

Amend the bill by striking out all of section 3 and inserting the following:

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

**EDUCATION, DEPARTMENT OF
Child Development Services 0449**

Initiative: Allocates one-time funds for payments for specially designed instruction provided by special purpose private preschools at a rate of \$125 per day, per child receiving medically necessary therapeutic services through the MaineCare program for scheduled school days in accordance with a child's individualized education plan and until the daily tuition rate in accordance with the Maine Revised Statutes, Title 20-A, section 7302, subsection 2, paragraph G is implemented.

OTHER SPECIAL REVENUE FUNDS	2023-24	2024-25
All Other	\$0	\$7,500,000
OTHER SPECIAL REVENUE FUNDS TOTAL	<hr/> \$0	<hr/> \$7,500,000

COMMITTEE AMENDMENT

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

SUMMARY

This amendment reduces the one-time transfer of funds provided under the bill to the Department of Education, Child Development Services System from \$15,000,000 to \$7,500,000 and provides that the State Controller may make the transfer only if the State Controller has not been notified by the Commissioner of Education that the daily tuition rate for special purpose private preschools has been implemented.

FISCAL NOTE REQUIRED

(See attached)



131st MAINE LEGISLATURE

LD 2120

LR 2889(02)

An Act to Fund the Delivery of Educational Services to Children with Special Needs as Required by State and Federal Law in Special Purpose Private Preschools

Fiscal Note for Bill as Amended by Committee Amendment "A" (H-863)

Committee: Education and Cultural Affairs

Fiscal Note Required: Yes

Fiscal Note

	FY 2023-24	FY 2024-25	Projections FY 2025-26	Projections FY 2026-27
Net Cost (Savings)				
General Fund	\$0	\$7,500,000	\$0	\$0
Appropriations/Allocations				
Other Special Revenue Funds	\$0	\$7,500,000	\$0	\$0
Transfers				
General Fund	\$0	(\$7,500,000)	\$0	\$0
Other Special Revenue Funds	\$0	\$7,500,000	\$0	\$0

Fiscal Detail and Notes

This bill includes a one-time Other Special Revenue Funds allocation of \$7,500,000 in fiscal year 2024-25 to the Child Development Services (CDS) program within the Department of Education for payments for specially designed instruction provided by each special purpose private preschool at a rate of \$125 per day, per child receiving medically necessary therapeutic services through the MaineCare program for scheduled school days in accordance with a child's individualized education plan. The bill also provides for a one-time \$7,500,000 transfer from the unappropriated surplus of the General Fund to CDS to provide funding for the payments.