

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 electronic originals
(may include minor formatting differences from printed original)

LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE
ONE HUNDRED AND SEVENTEENTH LEGISLATURE

SECOND SPECIAL SESSION
September 5, 1996 to September 7, 1996

ONE HUNDRED AND EIGHTEENTH LEGISLATURE

FIRST REGULAR SESSION
December 4, 1996 to March 27, 1997

FIRST SPECIAL SESSION
March 27, 1997 to June 20, 1997

THE GENERAL EFFECTIVE DATE FOR
FIRST REGULAR SESSION
NON-EMERGENCY LAWS IS
JUNE 26, 1997

FIRST SPECIAL SESSION
NON-EMERGENCY LAWS IS
SEPTEMBER 19, 1997

PUBLISHED BY THE REVISOR OF STATUTES
IN ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,
TITLE 3, SECTION 163-A, SUBSECTION 4.

J.S. McCarthy Company
Augusta, Maine
1997

received to support the activities of the Task Force to Study the Feasibility of Creating a Maine Mobility Fund.

See title page for effective date.

CHAPTER 74

H.P. 771 - L.D. 1048

Resolve, to Establish a Task Force to Review the Applied Technology Centers and Applied Technology Regions

Sec. 1. Task force established. Resolved:

That the Task Force to Review the Applied Technology Centers and Applied Technology Regions, referred to in this resolve as the "task force," is established; and be it further

Sec. 2. Task force membership. Resolved: That the task force consists of the following 11 members:

1. Two legislative members appointed jointly by the President of the Senate and the Speaker of the House, one of whom must be a member of the Joint Standing Committee on Education and Cultural Affairs and one of whom must be a member of the Joint Standing Committee on Legal and Veterans' Affairs;

2. The Commissioner of Education or the commissioner's designee;

3. The Chair of the State Board of Education or the chair's designee;

4. The Chair of the Maine Council on Vocational Education or the chair's designee;

5. Two representatives of the Maine School Management Association, one of whom is a member of the cooperative board of an applied technology region and one who oversees an applied technology center, appointed by the President of the Maine School Management Association;

6. Two representatives of the Maine Association of Vocational Education Administrators, consisting of one director of an applied technology region and one director of an applied technology center, appointed by the President of the Maine Association of Vocational Education Administrators;

7. The State Director of Workforce Education within the Department of Education; and

8. One member of the business community with an interest in workforce education, high-performance work organizations and economic development, appointed by the Governor; and be it further

Sec. 3. Appointments; meetings. Resolved: That all appointments and any designations must be made no later than 15 days following the effective date of this resolve. The Executive Director of the Legislative Council must be notified by all appointing and any designating authorities once the selections have been made. Within 15 days after the appointment or designation of all members, the Chair of the Legislative Council shall call and convene the first meeting of the task force. The task force shall select a chair from among its members; and be it further

Sec. 4. Duties. Resolved: That the task force shall conduct a review of the following issues pertaining to the statewide network of applied technology centers and applied technology regions:

1. Enrollment, completion and graduation rates, postsecondary enrollments and job placements;

2. Student transportation, schedule and calendar conflicts and graduation requirements;

3. Costs per pupil, program subsidy and cost-sharing arrangements;

4. Organizational structure, governance and the laws pertaining to the applied technology centers and regions;

5. Program direction, development and accountability;

6. Institutional philosophy and accreditation; and

7. Competition with the private sector, including strategies to minimize that competition; and be it further

Sec. 5. Staff assistance. Resolved: That the Department of Education and the Maine Council on Vocational Education shall provide staffing assistance to the task force; and be it further

Sec. 6. Reimbursement. Resolved: That the members of the task force who are Legislators are entitled to receive the legislative per diem as defined in the Maine Revised Statutes, Title 3, section 2 and expenses for attendance at meetings of the task force upon application to the Executive Director of the Legislative Council; and be it further

Sec. 7. Report. Resolved: That the task force shall submit its report, together with any necessary implementing legislation, to the Second

Regular Session of the 118th Legislature and the Joint Standing Committee on Education and Cultural Affairs, along with a copy for the Executive Director of the Legislative Council, no later than January 1, 1998. If the task force requires an extension, it may apply to the Legislative Council, which may grant the extension; and be it further

Sec. 8. Appropriation. Resolved: That the following funds are appropriated from the General Fund to carry out the purposes of this resolve.

1997-98

LEGISLATURE

Task Force to Review the Applied Technology Centers and Applied Technology Regions

Personal Services	\$330
All Other	300
<hr style="width: 20%; margin-left: auto; margin-right: 0;"/>	
TOTAL	\$630

Provides funds for the per diem and expenses of legislative members of the Task Force to Review the Applied Technology Centers and Applied Technology Regions.

See title page for effective date.

CHAPTER 75

H.P. 632 - L.D. 857

Resolve, to Require the Department of Education to Review the Methods Used to Determine the Tuition Rates of a Receiving School for a Student from Another School District

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 requires the Department of Education to review the methods used to determine the tuition rate of a receiving school for a student from another school district; and

Whereas, this legislation is necessary as an emergency measure to afford adequate time for the issues to be appropriately addressed by the department; 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

Sec. 1. Study. Resolved: That the Department of Education shall review the current methods used by the State and local school administrative units to determine tuition reimbursement rates for students who are educated in a school administrative unit other than their own or in a private school. In reviewing tuition reimbursement policies, the department shall examine school finance and governance issues in public schools, kindergarten to grade 12, including, but not limited to:

- A. The affordability, efficiency and fairness of state tuition reimbursement policies and the options, costs and benefits of a policy utilizing a maximum allowable tuition rate instead of an average state share percentage;
- B. The impact of tuition policies and practices on school administrative units that have higher operating expenditures per student than the state reimbursement rate;
- C. The needs of school administrative units that receive lower state subsidies and for which tuition rates are higher than the operating costs;
- D. The effect of tuition rates with respect to the number of tuitioned students; capital costs associated with tuitioned students, including the use of facilities, new construction or renovation costs, transportation and special education costs; and the ability of local communities to pay a fair price for the education of their students;
- E. The efficiency and fairness of extending to public schools the insured value factor that private schools currently receive; and
- F. The timeliness of the State in determining the tuition reimbursement rate and the impact on the budget development process of the local school administrative unit; and be it further

Sec. 2. Report; recommended legislation. Resolved: That the Department of Education shall report its findings and may submit any recommended legislation to the Joint Standing Committee on Education and Cultural Affairs by January 1, 1998. After reviewing the department's report and any