

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND TWENTY-FOURTH LEGISLATURE

SECOND REGULAR SESSION
January 6, 2010 to April 12, 2010

THE GENERAL EFFECTIVE DATE FOR
SECOND REGULAR SESSION
NON-EMERGENCY LAWS IS
JULY 12, 2010

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

Augusta, Maine
2010

2. The Maine Association of School Business Officials; and

3. The Maine School Boards Association.

The commissioner may invite any other person the commissioner determines will contribute to the development of effective policies related to the issues to be reviewed by the stakeholder group; and be it further

Sec. 3. Duties. Resolved: That the Commissioner of Education and the stakeholder group shall review the provisions of the Essential Programs and Services Funding Act pertaining to funding and reporting requirements for approval for reimbursement of non-state-funded debt service costs incurred for minor capital school improvement projects. The stakeholder group shall develop recommendations to change, as necessary, relevant provisions in the school funding formula to appropriately address these local expenditures. The recommendations must include, but are not limited to, recommendations relating to:

1. How school administrative unit expenditures for non-state-funded debt service costs incurred for minor capital school improvement projects should be recognized under the Essential Programs and Services Funding Act, particularly with respect to how these expenditures should be counted towards the amount of locally raised funds that meet or exceed the local cost share expectation as defined in the Maine Revised Statutes, Title 20-A, section 15671-A, subsection 1, paragraph B;

2. The types of expenditures, including the replacement of windows, a boiler or a roof, that may be included as non-state-funded debt service costs incurred for minor capital school improvement projects that are recognized as part of the amount of locally raised funds that meet the local cost share expectation;

3. How school administrative units should report expenditures for non-state-funded debt service expenditures incurred for minor capital school improvement projects;

4. How to clarify the school funding formula requirements related to the adoption and approval of expenditures for non-state-funded debt service costs incurred for minor capital school improvement projects, including how to more effectively communicate to the public how these expenditures are reflected in the language that is included in school budget articles and explanations that are presented to the voters to adopt and approve the school budget; and

5. Any other policy issue pertaining to the recognition and funding of debt service costs that a majority of the stakeholder group determines to be necessary and useful to improving public policy related to the appropriate maintenance and improvement of school facilities in the State; and be it further

Sec. 4. Report. Resolved: That the Commissioner of Education shall present the findings and recommendations of the stakeholder group to the joint standing committee of the Legislature having jurisdiction over education matters by January 15, 2011.

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

Effective March 30, 2010.

CHAPTER 183

H.P. 1276 - L.D. 1788

**Resolve, Directing the
Commissioner of Agriculture,
Food and Rural Resources To
Examine the Collection of the
Milk Handling Fee on
Packaged Milk for Out-of-state
Sales**

Sec. 1. Commissioner of Agriculture, Food and Rural Resources to examine the milk handling fee and its impact on out-of-state sales. Resolved:

That the Commissioner of Agriculture, Food and Rural Resources shall convene a group of stakeholders to examine the collection of the milk handling fee, occurrences of the fee being paid on Maine milk packaged and transported for retail sale out of state and any adverse impact of the handling fee on out-of-state sales of Maine milk. The commissioner shall report the findings and recommendations of the stakeholder group to the Joint Standing Committee on Agriculture, Conservation and Forestry no later than October 29, 2010; and be it further

Sec. 2. Interim meeting; report to the First Regular Session of the 125th Legislature. Resolved:

That, upon receiving the report of the Commissioner of Agriculture, Food and Rural Resources under section 1, the Joint Standing Committee on Agriculture, Conservation and Forestry shall discuss the report at an authorized interim meeting of the committee and develop recommendations and any legislation necessary to implement the recommendations. Prior to December 1, 2010, the Joint Standing Committee on Agriculture, Conservation and Forestry shall prepare a written summary of its recommendations including any draft legislation developed and provide for the distribution of the written materials to the joint standing committee of the Legislature having jurisdiction over agricultural matters upon the convening of that committee in the First Regular Session of the 125th Legislature.

See title page for effective date.
