

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND TWENTY-SIXTH LEGISLATURE

FIRST REGULAR SESSION
December 5, 2012 to July 10, 2013

THE GENERAL EFFECTIVE DATE FOR
FIRST REGULAR SESSION
NON-EMERGENCY LAWS IS
OCTOBER 9, 2013

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

Augusta, Maine
2013

CHAPTER 417
H.P. 926 - L.D. 1300

An Act To Promote and
Expand Awareness of the
Educational Opportunity Tax
Credit

Be it enacted by the People of the State of
Maine as follows:

Sec. 1. 20-A MRSa §12542, sub-§6, ¶¶A
and B are enacted to read:

A. The department shall notify superintendents about the program annually and encourage the superintendents to publicize the availability of the program among students, parents and school staff.

B. The Department of Labor shall require that publicly funded workforce development programs, including state and local workforce investment boards and the Competitive Skills Scholarship Program established in Title 26, section 2033, include within their plans and programs efforts to promote and increase awareness of the program.

Sec. 2. 20-A MRSa §12542, sub-§§7 and
8 are enacted to read:

7. Promotion by institutions. Public higher education institutions identified in section 12541, subsection 1, paragraphs A to C shall make reasonable efforts to inform students about the program.

8. Publicity. To assist institutions of higher education to promote the program, the Finance Authority of Maine shall contract with a private nonprofit corporation in the amount of at least \$20,000 annually to market the program throughout the State, targeting high schools, postsecondary educational institutions and organizations of parents, teachers and other relevant audiences. Marketing efforts must include printed materials, online information and in-person promotional efforts.

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

FINANCE AUTHORITY OF MAINE
Educational Opportunity Tax Credit Marketing
Fund N158

Initiative: Provides funds for the administrative costs associated with contracting with a private nonprofit corporation to market the Job Creation Through Educational Opportunity Program.

| GENERAL FUND | 2013-14 | 2014-15 |
|--------------|---------|---------|
| All Other | \$2,000 | \$2,000 |

| | | |
|--------------------|---------|---------|
| GENERAL FUND TOTAL | \$2,000 | \$2,000 |
|--------------------|---------|---------|

Educational Opportunity Tax Credit Marketing
Fund N158

Initiative: Provides funds to contract with a private nonprofit corporation to market the Job Creation Through Educational Opportunity Program throughout the State.

| GENERAL FUND | 2013-14 | 2014-15 |
|--------------|----------|----------|
| All Other | \$20,000 | \$20,000 |

| | | |
|--------------------|----------|----------|
| GENERAL FUND TOTAL | \$20,000 | \$20,000 |
|--------------------|----------|----------|

FINANCE AUTHORITY
OF MAINE

DEPARTMENT TOTALS

| GENERAL FUND | 2013-14 | 2014-15 |
|--------------|----------|----------|
| | \$22,000 | \$22,000 |

| | | |
|---------------------------------|----------|----------|
| DEPARTMENT TOTAL - ALL FUNDS | \$22,000 | \$22,000 |
|---------------------------------|----------|----------|

See title page for effective date.

CHAPTER 418
S.P. 563 - L.D. 1505

An Act Regarding Insured
Value Factor Payments for
Public Tuition Students
Attending a Private School

Be it enacted by the People of the State of
Maine as follows:

Sec. 1. 20-A MRSa §5806, sub-§2, as amended by PL 2009, c. 571, Pt. E, §8, is further amended to read:

2. Maximum allowable tuition. The maximum allowable tuition charged to a school administrative unit by a private school is the rate established under subsection 1 or the state average per public secondary student cost as adjusted, whichever is lower, plus an insured value factor. ~~For school year 2009-2010 only, the maximum allowable tuition rate, prior to the addition of the insured value factor, must be reduced by 2%; the insured value factor must be based on this reduced rate.~~ The insured value factor is computed by dividing 5% of the insured value of school buildings and equipment by the average number of pupils enrolled in the school on October 1st and April 1st of the year immediately before the school year for which the

tuition charge is computed. ~~For the 2008-2009 school year only, a school administrative unit is not required to pay an insured value factor greater than 5% of the school's tuition rate per student, unless the legislative body of the school administrative unit votes to authorize its school board to pay a higher insured value factor that is no greater than 10% of the school's tuition rate per student. Beginning in From school year 2009-2010 to school year 2013-2014, a school administrative unit is not required to pay an insured value factor greater than 5% of the school's tuition rate or \$500 per student, whichever is less, unless the legislative body of the school administrative unit votes to authorize its school board to pay a higher insured value factor that is no greater than 10% of the school's tuition rate per student. For the 2014-2015 school year, a school administrative unit is not required to pay an insured value factor greater than 6% of the school's tuition rate per student, unless the legislative body of the school administrative unit votes to authorize its school board to pay a higher insured value factor that is no greater than 10% of the school's tuition rate per student. Beginning in the 2015-2016 school year, a school administrative unit is not required to pay an insured value factor greater than the amount of the prior school year's insured value factor adjusted by a percentage equal to the percentage change in the state share percentage of the total cost of funding public education in the prior school year as determined by section 15671, subsection 7, paragraph C as compared to the applicable percentage for the current school year. In no case may the insured value factor be less than 6% or greater than 10% of the school's tuition rate per student, unless the legislative body of the school administrative unit votes to authorize its school board to pay an insured value factor that exceeds the amount otherwise permitted by this subsection by no more than 5% of the school's tuition rate per student.~~

Sec. 2. 20-A MRSA §15683-A, as amended by PL 2011, c. 655, Pt. C, §7, is further amended to read:

§15683-A. Total debt service allocation

For each school administrative unit, that unit's total debt service allocation is that unit's debt service costs as defined in section 15672, subsection 2-A. Each school administrative unit's total debt service allocation must include the portion of the tuition cost applicable to the insured value factor for the base year computed under section 5806 ~~limited to an insured value factor no greater than 5% for each eligible student. Beginning in school year 2014-2015, each school administrative unit's total debt service allocation must include the portion of the tuition cost applicable to the insured value factor for the base year computed under section 5806 limited to an insured value factor no greater than the percentage established in section 5806, excluding any higher percentage au-~~

thorized by local school boards, for each eligible student for the base year.

See title page for effective date.

**CHAPTER 419
H.P. 1122 - L.D. 1554**

**An Act To Increase
International Cross-border
Partnerships To Benefit
Maine's Economy**

Be it enacted by the People of the State of Maine as follows:

Sec. 1. Appropriations and allocations. The following appropriations and allocations are made.

LEGISLATURE

Legislature 0081

Initiative: Appropriates funds for the Maine-Canadian Legislative Advisory Commission.

| GENERAL FUND | 2013-14 | 2014-15 |
|---------------------------|----------------|----------------|
| Personal Services | \$990 | \$990 |
| All Other | \$4,260 | \$4,260 |
| GENERAL FUND TOTAL | \$5,250 | \$5,250 |

See title page for effective date.

**CHAPTER 420
H.P. 639 - L.D. 915**

**An Act To Expand the Sales
Tax Exemption for Certain
Public Libraries To Include
Sales by Those Libraries or
Their Supporting
Organizations**

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 36 MRSA §1760, sub-§50, as enacted by PL 1983, c. 859, Pt. M, §§6 and 13, is amended to read:

50. Certain libraries. Sales to any nonprofit free public lending library ~~which that~~ is funded in part or wholly by the State or any political subdivision or the federal government ~~and sales by any such library or a nonprofit corporation organized to support that library~~