

MAINE STATE LEGISLATURE

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**STATE OF MAINE
119TH LEGISLATURE**

FIRST REGULAR SESSION

**BILL SUMMARIES
JOINT STANDING COMMITTEE
ON
EDUCATION AND CULTURAL AFFAIRS**

JULY 1999

MEMBERS:

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Sen. Robert E. Murray, Jr.

Sen. Mary E. Small

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Phillip D. McCarthy, Ed.D., Legislative Analyst

***Office of Policy and Legal Analysis
Room 101/107/135, 13 State House Station
Augusta, ME 04333
(207)287-1670***



Maine State Legislature
OFFICE OF POLICY AND LEGAL ANALYSIS

13 State House Station, Augusta, Maine 04333-0013
Telephone: (207) 287-1670
Fax: (207) 287-1275

ONE HUNDRED NINETEENTH LEGISLATURE
FIRST REGULAR SESSION

Summary Of Legislation Before The Joint Standing and Select Committees
August 1999

We are pleased to provide this summary of all bills that were considered by the Joint Standing and Select Committees of the Maine Legislature this past session. The document is a compilation of bill summaries which describe each bill and relevant amendments, as well as the final action taken. Also included are statistical summaries of bill activity this session for the Legislature and each of its joint standing and select committees.

The document is organized for convenient reference to information on bills considered by the committees. It is organized by committees and within committees by bill (LD) number. The committee report(s), prime sponsor for each bill and the lead co-sponsor(s), if designated, are listed below each bill title. All adopted amendments are listed by paper number. Two indices, a subject index and a numerical index by LD number are provided for easy reference to bills. They are located at the back of the document. A separate publication, History and Final Disposition of Legislative Documents, may also be helpful in providing information on the disposition of bills. These bill summaries also are available at the Law and Legislative Reference Library and on the Internet (www.state.me.us/legis/opla).

Final action on each bill is noted to the right of the bill title. The abbreviations used for various categories of final action are as follows:

CARRIED OVER.....Bill carried over to Second Regular Session
CON RES XXX..... Chapter # of Constitutional Resolution passed by both Houses
CONF CMTE UNABLE TO AGREE.....Committee of Conference unable to agree; bill died
DIED BETWEEN BODIES.....House & Senate disagree; bill died
DIED IN CONCURRENCE..... One body accepts ONTP report; the other indefinitely postpones the bill
DIED ON ADJOURNMENT.....Action incomplete when session ended; bill died
EMERGENCY..... Enacted law takes effect sooner than 90 days
ENACTMENT FAILED..... Bill failed to get vote required for enactment or final passage
NOT PROPERLY BEFORE THE BODY..... Ruled out of order by the presiding officers; bill died
INDEF PP.....Bill Indefinitely Postponed
ONTP..... Ought Not To Pass report accepted
OTP ND..... Committee report Ought To Pass In New Draft
OTP ND/NT..... Committee report Ought To Pass In New Draft/New Title
P&S XXX..... Chapter # of enacted Private & Special Law
PUBLIC XXX..... Chapter # of enacted Public Law
RESOLVE XXX..... Chapter # of finally passed Resolve
UNSIGNED.....Bill held by Governor
VETO SUSTAINED.....Legislature failed to override Governor's Veto

Please note the effective date for all non-emergency legislation enacted in the First Regular Session (unless otherwise specified in a particular law) is September 18, 1999.

- A. Indicating that the Legislature shall annually report the aggregate amount of the state share of the allocation for debt service costs as a separate line item and program account in the budget bill submitted to the Legislature for consideration; and
 - B. Indicating that the Legislature shall annually appropriate an amount to capitalize the state share of debt service costs that is separate from the appropriation for general purpose aid for local schools.
2. It would suspend the annual updating of the income weight in the School Finance Act of 1995 by establishing that the income weight used in fiscal year 1997-98 must be used beginning in fiscal year 1999-00 and must remain fixed at the level of the median household income data reported in the United States Census data. Fiscal year 1997-98 median household income data must be used for the statewide component and for the local municipality component of income weighting for each fiscal year until fiscal year 2001-02 when the department shall use the median household income data reported in the United States Census for 2000 report for each fiscal year until fiscal year 2011-12 when the data for the United States Census for 2010 must be used.
 3. It would replace the so-called "cost-of-living adjustment" in the School Finance Act of 1995 with a regionalized cost-adjustment model that is based on a public education price index. The cost-adjustment model must be updated every three years. The Department of Education shall develop a regional education cost-adjustment model based on a public education price index and this new regionalized cost-adjustment model will replace the National Chamber of Commerce model beginning in fiscal year 2000-01.
 4. It would provide a \$25,000 General Fund appropriation to the Department of Education to develop a regional education cost-adjustment model based on a public education price index.
 5. It would provide a \$29,493,680 General Fund appropriation to the Department of Education to fully fund actual local program costs in the school funding formula.

The bill was carried over to the Second Regular Session.

LD 1802

An Act to Restore the Distribution Formula Between Private and Public Colleges within the Maine Student Incentive Scholarship Program

**PUBLIC 233
EMERGENCY**

<u>Sponsor(s)</u> SMALL RICHARD	<u>Committee Report</u> OTP-AM	<u>Amendments Adopted</u> S-158
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LD 1802 proposed to revive the statutory provision that required student incentive scholarships awarded to students attending private institutions of higher education to be two times the amount of scholarships awarded to students attending public institutions of higher education. This bill also proposed to amend the length of scholarship provision by requiring that scholarship recipients who remain eligible under the demonstrated financial need criteria must be awarded a new scholarship for each year during the period required for completion of an eligible program of study.

Committee Amendment "A" (S-158) proposed to replace the original bill. Under this amendment, the minimum amount requirement of the Maine Student Incentive Scholarship Program would be repealed and replaced with a minimum award provision that establishes a differential rate for minimum scholarship amounts that are based on the status of the higher education institution where the eligible student is enrolled. The varying minimum award amounts under the Maine Student Incentive Scholarship Program would be determined as follows:

1. One thousand dollars for students attending public institutions of higher education within the State;
2. One thousand, two hundred and fifty dollars for students attending private institutions of higher education within the State;
3. Five hundred dollars for students attending public institutions of higher education outside the State; and
4. One thousand dollars for students attending private institutions of higher education outside the State.

Enacted law summary

Public Law 1999, chapter 233 restores the statutory provision that required student incentive scholarships awarded to students attending private institutions of higher education to be greater than the amount of scholarships awarded to students attending public institutions of higher education. Under this law, the minimum amount requirement of the Maine Student Incentive Scholarship Program is repealed and replaced with a minimum award provision that establishes a differential rate for minimum scholarship amounts that are based on the status of the higher education institution where the eligible student is enrolled. The varying minimum award amounts under the Maine Student Incentive Scholarship Program must be determined as follows:

1. One thousand dollars for students attending public institutions of higher education within the State;
2. One thousand, two hundred and fifty dollars for students attending private institutions of higher education within the State;
3. Five hundred dollars for students attending public institutions of higher education outside the State; and
4. One thousand dollars for students attending private institutions of higher education outside the State.

Chapter 233 was enacted as an emergency measure effective May 18, 1999.

LD 1815 **Resolve, to Create Grants for the Creation of After-school Child Care Programs in Public Elementary and Middle Schools** **ONTP**

<u>Sponsor(s)</u> O'NEIL	<u>Committee Report</u> ONTP	<u>Amendments Adopted</u>
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LD 1815 proposed to establish a grant program in the Department of Education to assist school administrative units with the start-up costs of establishing after-school child care centers in public schools. Each school unit would be eligible for a grant of up to \$3,000 in either of the next two school years.

LD 1826 **An Act to Adjust and Modify the School Funding Formula** **ONTP**

<u>Sponsor(s)</u> RUHLIN FISHER	<u>Committee Report</u> ONTP	<u>Amendments Adopted</u>
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LD 1826 was a concept draft pursuant to Joint Rule 208. This bill proposed to replace the School Finance Act of 1985 and the School Finance Act of 1995 with a school funding formula that would be designed using the concepts contained