



128th MAINE LEGISLATURE

FIRST REGULAR SESSION-2017

Legislative Document

No. 397

H.P. 288

House of Representatives, February 7, 2017

**An Act To Ensure the 3 Percent Tax on Incomes over \$200,000 Is
Distributed Proportionally Based on Student Counts**

Reference to the Committee on Education and Cultural Affairs suggested and ordered printed.

A handwritten signature in cursive script that reads "Robert B. Hunt".

ROBERT B. HUNT
Clerk

Presented by Representative MALABY of Hancock.

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

2 **Sec. 1. 20-A MRSA §15697, sub-§3, ¶A,** as enacted by IB 2015, c. 4, §1, is
3 amended to read:

4 A. If the General Fund appropriation for the state contribution for general purpose
5 aid for local schools as finally enacted in any year is insufficient to meet the annual
6 target established by section 15752, the commissioner shall use the fund to
7 supplement the state contribution. These supplemental funds must be used to enable
8 the State to meet the annual target established by section 15752 or to decrease the
9 amount by which state funding from all other sources falls short of the target. The
10 commissioner shall announce the increased state contribution amounts made possible
11 by the supplemental amounts obtained from the fund within 14 days after final
12 enactment of the General Fund appropriation for general purpose aid for local
13 schools. The commissioner shall distribute the increased state contribution amounts
14 on the basis of the pupil count arrived at under section 15674. Every school
15 administrative unit must receive the same amount of supplemental funds per pupil
16 regardless of the local cost share expectation calculated under the essential programs
17 and services formula set forth in this chapter.

18 **Sec. 2. 20-A MRSA §15697, sub-§3, ¶C,** as enacted by IB 2015, c. 4, §1, is
19 repealed.

20 **SUMMARY**

21 This bill provides that the supplemental revenue funds allocated to school
22 administrative units by the Commissioner of Education from the Fund to Advance Public
23 Kindergarten to Grade 12 Education must be distributed proportionally based on the
24 average October and April pupil enrollment counts for that fiscal year. The bill requires
25 that every school administrative unit receives the same amount of supplemental state
26 revenue contribution funds per pupil regardless of the local cost share expectation
27 calculated under the Essential Programs and Services Funding Act. This bill also repeals
28 the authorization for the Department of Education to use the fund for administrative costs.