

PLEASE NOTE: Legislative Information **cannot** perform research, provide legal advice, or interpret Maine law. For legal assistance, please contact a qualified attorney.

Amend the bill by striking out the title and substituting the following:

**'Resolve, To Direct the Commissioner of Education To Review the Essential Programs and Services Funding Formula'**

Amend the bill by striking out everything after the title and before the summary and inserting the following:

**'Sec. 1 Review. Resolved:** That the Commissioner of Education, in conjunction with the Maine Education Policy Research Institute, shall conduct a review of certain education finance and policy issues associated with The Essential Programs and Services Funding Act established under the Maine Revised Statutes, Title 20-A, chapter 606-B. In conducting this review, the Commissioner of Education and the Maine Education Policy Research Institute shall:

1. Analyze the components of the essential programs and services funding formula, including analyses of:

A. The original policy goal or educational objective established for each of the essential programs and services cost components and a detailed description of the original and current methodology used to calculate the resources determined to be adequate for each cost component;

B. The subsidy distribution methodology originally established for the essential programs and services funding formula and the subsidy distribution methodology currently included in the school funding formula; and

C. The practices found in schools identified as higher-performing, more efficient schools and schools identified as lower-performing, less efficient schools by the Maine Education Policy Research Institute, including the best practices found in higher-performing, more efficient schools where the actual educational performance of specialized student populations exceeds the expected performance for these specialized student populations as compared to the actual and expected educational performance of similar students in other schools in the State;

2. Evaluate the current statutory framework related to the Commissioner of Education's annual funding level computations and funding level recommendations as set forth in the Maine Revised Statutes, Title 20-A, chapter 606-B, as well as the provisions that provide for reviewing and updating certain essential programs and services cost components using information provided by a statewide educational policy research institute;

3. Propose any necessary changes to the current mechanisms that would permit the joint standing committee of the Legislature having jurisdiction over education matters the opportunity to review the most recent data available as the Legislature considers the enactment of legislation to appropriate the necessary funds for the State's share of the general purpose aid for local schools program and any changes to the essential programs and services funding formula necessary to respond to changing conditions; and

4. Make recommendations on the components and issues included in this section and on other matters relating to the essential programs and services funding formula; and be it further

**Sec. 2 Report. Resolved:** That, no later than January 3, 2011, the Commissioner of Education and the Maine Education Policy Research Institute shall submit a report that includes their findings and recommendations, including any suggested legislation, to the joint standing committee of the Legislature having jurisdiction over education matters.'

## **SUMMARY**

This amendment strikes the concept draft and replaces it with a resolve that requires the Commissioner of Education, in conjunction with the Maine Education Policy Research Institute, to review and report on the components and subsidy distribution mechanisms of the Essential Programs and Services Funding Act. The Commissioner of Education and the Maine Education Policy Research Institute are directed to submit their report by January 3, 2011 to the joint standing committee of the Legislature having jurisdiction over education matters.

## **FISCAL NOTE REQUIRED**

**(See attached)**