

# **125th MAINE LEGISLATURE**

# FIRST REGULAR SESSION-2011

**Legislative Document** 

No. 250

H.P. 203

House of Representatives, February 1, 2011

## An Act To Permit Tuition Subsidies by Municipalities

Reference to the Committee on State and Local Government suggested and ordered printed.

Heath & Pruit

HEATHER J.R. PRIEST Clerk

Presented by Representative VOLK of Scarborough. Cosponsored by Senator MASON of Androscoggin and Representatives: CEBRA of Naples, DUNPHY of Embden, ESPLING of New Gloucester, HANLEY of Gardiner, MAKER of Calais, MALABY of Hancock, McCLELLAN of Raymond.

De le chacteu by the i copie of the State of Maine as follow	1	Be it enacted by the People of the State of Maine as follows
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2 Sec. 1. 30-A MRSA §2110 is enacted to read:

### 3 §2110. Subsidies by municipalities

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A municipality may, if it passes a resolution to do so, provide subsidies from its general fund to parents of students who attend private schools precluded from receiving public funds under Title 20-A, section 2951 to reimburse those parents for part or all of tuition.

#### **SUMMARY**

9 This bill allows municipalities to give subsidies from their general funds to parents to 10 reimburse them for part or all of the tuition the parents paid to private schools that are 11 precluded from receiving tuition funding from the State.

12 In Joyce v. State of Maine, 951 A.2d 69 (Me. 2008), the Law Court essentially 13 acknowledged that it would be constitutionally permissible for municipalities to adopt 14 such subsidy programs, but held that current Maine law, the Maine Revised Statutes, Title 15 20-A, section 2951, prohibits municipalities from doing so.