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STATE OF MAINE
ONE HUNDRED AND THIRTIETH LEGISLATURE
COMMITTEE ON EDUCATION AND CULTURAL AFFAIRS

To: Senator Catherine E. Breen, Senate Chair
Representative Teresa Pierce, House Chair
Members, Joint Standing Committee on Appropriations and Financial Affairs

From: Senator Matthea Daughtry, Senate Chair
Representative Michael Brennan, House Chair
Members, Joint Standing Committee on Education and Cultural Affairs

Date: February 5, 2021

Re: Report back on the Governor's Proposed Supplemental Budget, LD 42, An Act Making Certain Supplemental Appropriations and Allocations and Changing Certain Provisions of the Law Necessary to the Proper Operations of State Government

On Wednesday, February 3, 2021, the Joint Standing Committee on Education and Cultural Affairs met to review the supplemental budget items pertaining to the agencies under our jurisdiction in the Governor's proposed supplemental budget: LD 42, An Act Making Certain Supplemental Appropriations and Allocations and Changing Certain Provisions of the Law Necessary to the Proper Operations of State Government.

Attached, please find the report-back template outlining the committee's votes on each initiative in Part A and the Part C language. The committee unanimously (13-0) voted to support all of the curtailment-related initiatives, but was not in agreement on the initiative regarding one-time funding for the Aspirations program (Ref. #172), which is discussed in more detail below.

In addition to the initiatives contained in the education and cultural affairs portion of the supplemental budget, a majority of the committee (8-4) voted to support a new initiative to require the Department of Education to establish a program to provide reimbursement for substitutes for school employees who are unable to work and are quarantined as a result of a school-related COVID-19 exposure, diagnosis, or symptoms.

In discussions, the committee also raised a few other issues two of which, the proposed transfer of \$40 million to the Rainy Day Fund and broadband mapping, are discussed briefly below. Please note that this memorandum is intended to remain within the scope of the report-back on the supplemental budget for the Education and Cultural Affairs Committee. However, not everyone on the committee feels that this memorandum sufficiently covers all of the areas of

need in the State, and the committee anticipates bringing those additional needs to your attention in a timely manner.

Aspirations Program - Department of Education: General Purpose Aid for Local Schools: Ref. # 172 & Part C Language

The majority of the committee (10-3) voted to support this initiative and corresponding change in the Part C language that provides one-time funding of \$2,500,000 for postsecondary course payments in the Aspirations program. The Aspirations program provides early college opportunities for Maine high school students. Members who support this initiative noted the importance of the program, the increased demand for the program during remote and hybrid learning, and that with higher education institutions absorbing costs due to curtailments, this additional funding is necessary to help sustain this program.

The minority of the committee voted not to support this initiative and corresponding changes to the Part C language, not because of any opposition to the value and importance of the program, but because of concern with the timing of providing these funds. With curtailments across the board and a lack of understanding of how additional federal funding will be utilized, these members feel that the \$2.5 million in funding may be unrealistic at this time.

New Initiative: Program for Substitute Teachers & Staff in K-12 Education
(8-4, 1 member absent)

During the public hearing on the supplemental budget and during a subsequent Question and Answer meeting with the Commissioner of Education, the committee learned that there are concerns that teachers and other school employees in the State are being required to use accrued sick leave when those employees are required to quarantine and unable to work due to school-related exposure, diagnosis, or symptoms from COVID-19, or a close contact with a positive or suspected COVID-19 case in that school or district. This concern was raised, in part, as a result of the expiration, on December 31, 2020, of the federal paid sick leave provisions passed in the federal Families First Coronavirus Relief Act (FFCRA).

First and foremost, the committee unanimously agrees that a school employee should not be required to use accrued sick leave in these situations. The committee heard from Commissioner Makin that the Department of Education has urged districts not to engage in this behavior and that some, if not most districts, are not requiring the use of accrued sick time. However, the committee also heard that there may be some districts that are requiring the use of accrued sick time.

A majority of the committee (8-4) voted to support a new initiative to require the Department of Education to utilize a mix of state and federal funding to establish an opt-in program for school administrative units that would provide reimbursement for substitutes for school employees who are required to quarantine and unable to work as a result of a COVID-19 exposure, diagnosis, or symptoms or a close contact with a positive or suspected COVID-19 case in that school or district. To be eligible for the proposed program a school administrative unit may not require a school employee to use accrued sick time and the school employee must have been exposed to COVID-19 while acting within the scope of the employee's employment with the school administrative unit. At this time, it is not clear how much federal funding could be put towards this program, but the majority of the committee supporting this proposal voted to cap the

allocation at \$500,000, which would include any federal money that is available and a state appropriation for the remaining balance.

The minority of the committee voted in opposition to this new initiative. While members of the minority are also opposed to the required use of accrued sick time in these situations, the minority feels that this is primarily a labor issue and that there are a number of issues and unanswered questions raised by the majority's motion, including that it is not clear what federal money will be available and how the \$500,000 would be allocated between state and federal funds; that the Department of Education has federal money for this already and therefore it's not necessary to add it into the supplemental budget; that if there is a need for a program like this it could be addressed through a separate bill when more is known about the scope of the problem and available funding; and that it will be difficult to know or prove whether a school employee's exposure occurred within the scope of that employee's employment in the school.

Rainy Day Fund

Although the committee is not making any formal recommendation on this issue, members of the committee expressed some concern about the Governor's proposal to transfer \$40 million to the Rainy Day Fund. Currently, educational institutions and students are facing a number of challenges, including learning loss due to hybrid and remote learning, and schools may need greater flexibility in order to address these challenges. Members are concerned that if these funds are not available there will be a negative impact on education in the State.

However, other members of the committee emphasized that, while this is an area of concern, the Rainy Day Fund is beyond the scope and purview of the portion of the budget that falls under the jurisdiction of the Education and Cultural Affairs Committee and that a much more in-depth discussion would be warranted before members are comfortable taking a position on this initiative. These members feel that, with \$45,000,000 additional dollars being proposed for the biennium, and with \$183,000,000 in additional federal COVID-19 relief funds for education, it is likely that the Governor's Rainy Day Fund recommendation is warranted.

Ultimately, the committee respectfully requests that, in your deliberations regarding the Rainy Day Fund, you consider some of the issues and challenges facing educators and students in this State.

Broadband

During the work session on the supplemental budget and other presentations over the first few weeks of session, the committee also heard about the importance of broadband mapping in the State. The committee recognizes that broadband is important to support students and educators and is critical to the success of schools in this State.

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

ARTS COMMISSION, MAINE

Arts - Administration 0178

Initiative: Reduces funding by reducing grants provided to community projects. This initiative relates to the curtailments ordered in Financial Order 001152 F1.

Ref. #: 67 One Time Committee Vote: _____ AFA Vote: _____

GENERAL FUND	2020-21	2021-22	2022-23
All Other	(\$43,203)	\$0	\$0
GENERAL FUND TOTAL	(\$43,203)	\$0	\$0

Justification:

No adverse impact is anticipated by the organization. Impact will be felt by grant recipients.

Arts - Administration 0178

Initiative: Reduces funding by managing position vacancies within available resources. This initiative relates to the curtailments ordered in Financial Order 001152 F1.

Ref. #: 68 One Time Committee Vote: _____ AFA Vote: _____

GENERAL FUND	2020-21	2021-22	2022-23
Personal Services	(\$20,928)	\$0	\$0
GENERAL FUND TOTAL	(\$20,928)	\$0	\$0

Justification:

There is limited impact expected due to this initiative.

Arts - Administration 0178

Initiative: Reduces funding to reflect projected actual expenses for travel. This initiative relates to the curtailments ordered in Financial Order 001152 F1.

Ref. #: 69 One Time Committee Vote: _____ AFA Vote: _____

GENERAL FUND	2020-21	2021-22	2022-23
All Other	(\$11,559)	\$0	\$0
GENERAL FUND TOTAL	(\$11,559)	\$0	\$0

Justification:

No adverse impact is anticipated given the practice of virtually connecting during the COVID-19 pandemic.

ARTS COMMISSION, MAINE

DEPARTMENT TOTALS	2020-21	2021-22	2022-23
GENERAL FUND	(\$75,690)	\$0	\$0
DEPARTMENT TOTAL - ALL FUNDS	(\$75,690)	\$0	\$0

Sec. A-6. Appropriations and allocations. The following appropriations and allocations are made.

COMMUNITY COLLEGE SYSTEM, BOARD OF TRUSTEES OF THE MAINE

Maine Community College System - Board of Trustees 0556

Initiative: Reduces funding by managing operating expenditures within available resources. This initiative relates to the curtailments ordered in Financial Order 001152 F1.

Ref. #: 529 One Time Committee Vote: _____ AFA Vote: _____

GENERAL FUND	2020-21	2021-22	2022-23
All Other	(\$745,850)	\$0	\$0
GENERAL FUND TOTAL	(\$745,850)	\$0	\$0

Justification:

The Maine Community College System's reduction in funding will require existing operating expenses held to be in line with available state resources.

COMMUNITY COLLEGE SYSTEM, BOARD OF TRUSTEES OF THE MAINE

DEPARTMENT TOTALS	2020-21	2021-22	2022-23
GENERAL FUND	(\$745,850)	\$0	\$0
DEPARTMENT TOTAL - ALL FUNDS	(\$745,850)	\$0	\$0

Sec. A-12. Appropriations and allocations.

The following appropriations and allocations are made.

EDUCATION, DEPARTMENT OF

Adult Education 0364

Initiative: Reduces funding to reflect projected actual expenditures for training. This initiative relates to the curtailments ordered in Financial Order 001152 F1.

Ref. #: 175 One Time Committee Vote: _____ AFA Vote: _____

GENERAL FUND	2020-21	2021-22	2022-23
All Other	(\$19,100)	\$0	\$0
GENERAL FUND TOTAL	(\$19,100)	\$0	\$0

Justification:

The Fall and Spring directors and new directors trainings are being held virtually rather than in person thus reducing the cost of the trainings.

Adult Education 0364

Initiative: Reduces funding to reflect projected actual expenditures for the annual college transition conference. This initiative relates to the curtailments ordered in Financial Order 001152 F1.

Ref. #: 176 One Time Committee Vote: _____ AFA Vote: _____

GENERAL FUND	2020-21	2021-22	2022-23
All Other	(\$2,000)	\$0	\$0
GENERAL FUND TOTAL	(\$2,000)	\$0	\$0

Justification:

The annual Maine College Transition Conference will be held in a virtual format rather than in-person thus reducing the cost of the conference.

Adult Education 0364

Initiative: Reduces funding to reflect projected actual expenditures for travel. This initiative relates to the curtailments ordered in Financial Order 001152 F1.

Ref. #: 177 One Time Committee Vote: _____ AFA Vote: _____

GENERAL FUND	2020-21	2021-22	2022-23
All Other	(\$1,000)	\$0	\$0
GENERAL FUND TOTAL	(\$1,000)	\$0	\$0

Justification:

The department has been monitoring programs virtually thus reducing travel costs.

General Purpose Aid for Local Schools 0308

Initiative: Provides one-time funding for postsecondary course payments in the Aspirations program.

Ref. #: 172	One Time	Committee Vote: _____	AFA Vote: _____		
GENERAL FUND	<div style="border: 1px solid red; padding: 2px;"> Majority Vote "In": Sens. Daughtry, Rafferty & Woodsome Reps. Brennan, Crockett, Dodge, McCrea, R. Millett, Roche & Salisbury </div>		2020-21	2021-22	2022-23
All Other			\$2,500,000	\$0	\$0
GENERAL FUND TOTAL	Minority Vote "Out": Reps. Stearns, Sampson & Lyman		\$2,500,000	\$0	\$0
<i>Please note that this vote corresponds to the Part C Language</i>					

Higher Education and Educator Support Services Z082

Initiative: Reduces funding to reflect projected actual expenditures for travel. This initiative relates to the curtailments ordered in Financial Order 001152 F1.

Ref. #: 189	One Time	Committee Vote: _____	AFA Vote: _____		
GENERAL FUND			2020-21	2021-22	2022-23
All Other			(\$14,263)	\$0	\$0
GENERAL FUND TOTAL			(\$14,263)	\$0	\$0

Justification:

Department staff have attended national meetings virtually rather than in person thus reducing travel costs.

Leadership Team Z077

Initiative: Reduces funding to reflect projected actual expenditures for travel. This initiative relates to the curtailments ordered in Financial Order 001152 F1.

Ref. #: 179	One Time	Committee Vote: _____	AFA Vote: _____		
GENERAL FUND			2020-21	2021-22	2022-23
All Other			(\$10,000)	\$0	\$0
GENERAL FUND TOTAL			(\$10,000)	\$0	\$0

Justification:

Meetings and training are being done virtually rather than in-person thus reducing travel costs.

Leadership Team Z077

Initiative: Reduces funding to reflect projected actual expenditures for office supplies. This initiative relates to the curtailments ordered in Financial Order 001152 F1.

Ref. #: 180 One Time Committee Vote: _____ AFA Vote: _____

GENERAL FUND	2020-21	2021-22	2022-23
All Other	(\$5,000)	\$0	\$0
GENERAL FUND TOTAL	(\$5,000)	\$0	\$0

Justification:

Actual costs for office supplies has been less than budget historically. The department is reducing this funding to bring in line with actual expenditures.

Learning Systems Team Z081

Initiative: Reduces funding by managing operational expenditures within available resources. This initiative relates to the curtailments ordered in Financial Order 001152 F1.

Ref. #: 185 One Time Committee Vote: _____ AFA Vote: _____

GENERAL FUND	2020-21	2021-22	2022-23
All Other	(\$245,145)	\$0	\$0
GENERAL FUND TOTAL	(\$245,145)	\$0	\$0

Justification:

The department has reduced its participation in State Collaborative on Assessment and Student Standards (SCASS) memberships to manage expenses within available resources.

Learning Systems Team Z081

Initiative: Reduces funding to reflect projected operating expenditures. This initiative relates to the curtailments ordered in Financial Order 001152 F1.

Ref. #: 184 One Time Committee Vote: _____ AFA Vote: _____

GENERAL FUND	2020-21	2021-22	2022-23
All Other	(\$437,196)	\$0	\$0

GENERAL FUND TOTAL	(\$437,196)	\$0	\$0
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Justification:

The department's contractor Cognia, a nonprofit organization focused on improving educational opportunities for all learners, issued the department a refund for services that were not provided due to COVID-19 so this reduction will have no impact.

Learning Systems Team Z081

Initiative: Reduces funding to reflect projected actual expenditures for travel. This initiative relates to the curtailments ordered in Financial Order 001152 F1.

Ref. #: 187 One Time Committee Vote: _____ AFA Vote: _____

GENERAL FUND	2020-21	2021-22	2022-23
All Other	(\$40,000)	\$0	\$0
GENERAL FUND TOTAL	(\$40,000)	\$0	\$0

Justification:

Attendance at meetings, conferences and provisions of professional learning are being held virtually rather than in person thus reducing travel costs.

Maine Commission for Community Service Z134

Initiative: Reduces funding by managing advertising expenditures within available resources. This initiative relates to the curtailments ordered in Financial Order 001152 F1.

Ref. #: 192 One Time Committee Vote: _____ AFA Vote: _____

GENERAL FUND	2020-21	2021-22	2022-23
All Other	(\$6,500)	\$0	\$0
GENERAL FUND TOTAL	(\$6,500)	\$0	\$0

Justification:

The department has reduced the amount of advertising done to recruit volunteers to bring expenses in line with available resources.

Maine HIV Prevention Education Program Z182

Initiative: Reduces funding by managing training expenditures within available resources. This initiative relates to the curtailments ordered in Financial Order 001152 F1.

Ref. #: 194 One Time Committee Vote: _____ AFA Vote: _____

GENERAL FUND	2020-21	2021-22	2022-23
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All Other	(\$15,000)	\$0	\$0
GENERAL FUND TOTAL	(\$15,000)	\$0	\$0

Justification:

The department has reduced training offered to bring expenses in line with available resources.

School Finance and Operations Z078

Initiative: Reduces funding to reflect projected actual expenditures for the online application software for free and reduced-price nutrition. This initiative relates to the curtailments ordered in Financial Order 001152 F1.

Ref. #: 182 One Time Committee Vote: _____ AFA Vote: _____

GENERAL FUND	2020-21	2021-22	2022-23
All Other	(\$50,000)	\$0	\$0
GENERAL FUND TOTAL	(\$50,000)	\$0	\$0

Justification:

The contract for fiscal year 2020-21 is less than originally anticipated and these funds are no longer needed.

EDUCATION, DEPARTMENT OF

DEPARTMENT TOTALS	2020-21	2021-22	2022-23
GENERAL FUND	\$1,654,796	\$0	\$0
DEPARTMENT TOTAL - ALL FUNDS	\$1,654,796	\$0	\$0

Sec. A-13. Appropriations and allocations.

The following appropriations and allocations are made.

EDUCATION, STATE BOARD OF

State Board of Education 0614

Initiative: Reduces funding to reflect projected operating expenditures. This initiative relates to the curtailments ordered in Financial Order 001152 F1.

Ref. #: 169 One Time Committee Vote: _____ AFA Vote: _____

GENERAL FUND	2020-21	2021-22	2022-23
All Other	(\$18,327)	\$0	\$0
GENERAL FUND TOTAL	(\$18,327)	\$0	\$0

Justification:

The Board has been holding routine programmatic meetings virtually rather than in person and has been conducting less on-site visits for assessments of educator preparation program.

EDUCATION, STATE BOARD OF

DEPARTMENT TOTALS	2020-21	2021-22	2022-23
GENERAL FUND	(\$18,327)	\$0	\$0
DEPARTMENT TOTAL - ALL FUNDS	(\$18,327)	\$0	\$0

Sec. A-24. Appropriations and allocations. The following appropriations and allocations are made.

LIBRARY, MAINE STATE

Maine State Library 0217

Initiative: Reduces funding by freezing various positions. This initiative relates to the curtailments ordered in Financial Order 001152 F1.

Ref. #: 463 One Time Committee Vote: _____ AFA Vote: _____

GENERAL FUND	2020-21	2021-22	2022-23
Personal Services	(\$111,000)	\$0	\$0
GENERAL FUND TOTAL	(\$111,000)	\$0	\$0

Justification:

This initiative freezes 2 positions.

Maine State Library 0217

Initiative: Reduces funding to various All Other categories to reflect expected expenses. This initiative relates to the curtailments ordered in Financial Order 001152 F1.

Ref. #: 464 One Time Committee Vote: _____ AFA Vote: _____

GENERAL FUND	2020-21	2021-22	2022-23
All Other	(\$95,686)	\$0	\$0
GENERAL FUND TOTAL	(\$95,686)	\$0	\$0

Justification:

This initiative recognizes a reduction in expenditures to the Radio Frequency Identification project, reduction in expenditures for travel and conference registration fees, reduction in expenditures by eliminating all contracts with independent contractors, and reduction in expenditures on collections and materials.

LIBRARY, MAINE STATE

DEPARTMENT TOTALS	2020-21	2021-22	2022-23
GENERAL FUND	(\$206,686)	\$0	\$0
DEPARTMENT TOTAL - ALL FUNDS	(\$206,686)	\$0	\$0

Sec. A-26. Appropriations and allocations. The following appropriations and allocations are made.

MARITIME ACADEMY, MAINE

Maritime Academy - Operations 0035

Initiative: Reduces funding by managing operating expenditures within available resources. This initiative relates to the curtailments ordered in Financial Order 001152 F1.

Ref. #: 474 One Time Committee Vote: _____ AFA Vote: _____

GENERAL FUND	2020-21	2021-22	2022-23
All Other	(\$92,141)	\$0	\$0
GENERAL FUND TOTAL	(\$92,141)	\$0	\$0

Justification:

Maine Maritime Academy will manage current operating expenditures within available state revenue.

MARITIME ACADEMY, MAINE

DEPARTMENT TOTALS	2020-21	2021-22	2022-23
GENERAL FUND	(\$92,141)	\$0	\$0
DEPARTMENT TOTAL - ALL FUNDS	(\$92,141)	\$0	\$0

Sec. A-27. Appropriations and allocations. The following appropriations and allocations are made.

MUSEUM, MAINE STATE

Maine State Museum 0180

Initiative: Reduces funding by managing supplies expenses within available resources. This initiative relates to the curtailments ordered in Financial Order 001152 F1.

Ref. #: 477 One Time Committee Vote: _____ AFA Vote: _____

GENERAL FUND	2020-21	2021-22	2022-23
All Other	(\$3,055)	\$0	\$0
GENERAL FUND TOTAL	(\$3,055)	\$0	\$0

Justification:

This initiative reduces funding to reflect projected actual expenses for supplies. This initiative relates to the curtailments ordered in Financial Order 001152 F1.

MUSEUM, MAINE STATE

DEPARTMENT TOTALS	2020-21	2021-22	2022-23
GENERAL FUND	(\$3,055)	\$0	\$0
DEPARTMENT TOTAL - ALL FUNDS	(\$3,055)	\$0	\$0

Sec. A-31. Appropriations and allocations. The following appropriations and allocations are made.

UNIVERSITY OF MAINE SYSTEM, BOARD OF TRUSTEES OF THE

Educational and General Activities - UMS 0031

Initiative: Reduces general and administrative expenditures across the University of Maine System. This initiative relates to the curtailments ordered in Financial Order 001152 F1.

Ref. #: 543 One Time Committee Vote: _____ AFA Vote: _____

GENERAL FUND	2020-21	2021-22	2022-23
All Other	(\$2,248,990)	\$0	\$0
GENERAL FUND TOTAL	(\$2,248,990)	\$0	\$0

Justification:

Reduction in services and supplies across the University of Maine System restricts the ability to support campus and state needs.

UNIVERSITY OF MAINE SYSTEM, BOARD OF TRUSTEES OF THE

DEPARTMENT TOTALS	2020-21	2021-22	2022-23
GENERAL FUND	(\$2,248,990)	\$0	\$0
DEPARTMENT TOTAL - ALL FUNDS	(\$2,248,990)	\$0	\$0

for any prior tax year as specifically provided by the United States Internal Revenue Code of 1986, as amended.

Part C

Sec. C-1. 20-A MRSA §15671, sub-§7, ¶B, as amended by PL 2019 c.343, Pt C, §1 is further amended to read:

The annual targets for the state share percentage of the statewide adjusted total cost of the components of essential programs and services are as follows.

- (1) For fiscal year 2005-06, the target is 52.60%.
- (2) For fiscal year 2006-07, the target is 53.86%.
- (3) For fiscal year 2007-08, the target is 53.51%.
- (4) For fiscal year 2008-09, the target is 52.52%.
- (5) For fiscal year 2009-10, the target is 48.93%.
- (6) For fiscal year 2010-11, the target is 45.84%.
- (7) For fiscal year 2011-12, the target is 46.02%.
- (8) For fiscal year 2012-13, the target is 45.87%.
- (9) For fiscal year 2013-14, the target is 47.29%.
- (10) For fiscal year 2014-15, the target is 46.80%.
- (11) For fiscal year 2015-16, the target is 47.54%.
- (12) For fiscal year 2016-17, the target is 48.14%.
- (13) For fiscal year 2017-18, the target is 49.14%.
- (14) For fiscal year 2018-19, the target is 49.77%.
- (15) For fiscal year 2019-20, the target is 50.78%.
- (16) For fiscal year 2020-21, the target is ~~51.78%~~ 51.83%.

Sec. C-2. 20-A MRSA §15671-A, sub-§2, ¶B, as amended by PL 2019, c. 343, §3 is further amended to read:

The commissioner shall calculate the full-value education mill rate that is required to raise the statewide total local share. The full-value education mill rate is calculated for each fiscal year by dividing the applicable statewide total local share by the applicable statewide valuation. The full-value education mill rate must be applied according to section 15688, subsection 3-A, paragraph A to determine a municipality's local cost share expectation.

- (1) For the 2005 property tax year, the full-value education mill rate is the amount necessary to result in a 47.4% statewide total local share in fiscal year 2005-06.

(2) For the 2006 property tax year, the full-value education mill rate is the amount necessary to result in a 46.14% statewide total local share in fiscal year 2006-07.

(3) For the 2007 property tax year, the full-value education mill rate is the amount necessary to result in a 46.49% statewide total local share in fiscal year 2007-08.

(4) For the 2008 property tax year, the full-value education mill rate is the amount necessary to result in a 47.48% statewide total local share in fiscal year 2008-09.

(4-A) For the 2009 property tax year, the full-value education mill rate is the amount necessary to result in a 51.07% statewide total local share in fiscal year 2009-10.

(4-B) For the 2010 property tax year, the full-value education mill rate is the amount necessary to result in a 54.16% statewide total local share in fiscal year 2010-11.

(4-C) For the 2011 property tax year, the full-value education mill rate is the amount necessary to result in a 53.98% statewide total local share in fiscal year 2011-12.

(5) For the 2012 property tax year, the full-value education mill rate is the amount necessary to result in a 54.13% statewide total local share in fiscal year 2012-13.

(6) For the 2013 property tax year, the full-value education mill rate is the amount necessary to result in a 52.71% statewide total local share in fiscal year 2013-14.

(7) For the 2014 property tax year, the full-value education mill rate is the amount necessary to result in a 53.20% statewide total local share in fiscal year 2014-15.

(8) For the 2015 property tax year, the full-value education mill rate is the amount necessary to result in a 52.46% statewide total local share in fiscal year 2015-16.

(9) For the 2016 property tax year, the full-value education mill rate is the amount necessary to result in a 51.86% statewide total local share in fiscal year 2016-17.

(10) For the 2017 property tax year, the full-value education mill rate is the amount necessary to result in a 50.86% statewide total local share in fiscal year 2017-18.

(11) For the 2018 property tax year, the full-value education mill rate is the amount necessary to result in a 50.23% statewide total local share in fiscal year 2018-19.

(12) For the 2019 property tax year, the full-value education mill rate is the amount necessary to result in a 49.22% statewide total local share in fiscal year 2019-20.

(13) For the 2020 property tax year, the full-value education mill rate is the amount necessary to result in a ~~48.22%~~ 48.17% statewide total local share in fiscal 2020-2021.

(14) For the 2021 property tax year and subsequent tax years, the full value education mill rate is the amount necessary to result in a 45% statewide total local share in fiscal year 2021-2022 and after.

Sec. C-3. Total cost of funding public education from kindergarten to grade 12. The total cost of funding public education from kindergarten to grade 12 for fiscal year 2020-21 is as follows:

	2020-21 TOTAL
Total Operating Allocation	
Total operating allocation pursuant to the Maine Revised Statutes, Title 20-A, section 15683	\$1,507,865,971
Total adjustments to state subsidy pursuant to Title 20-A, section 15689 included in subsidizable costs and total other subsidizable costs pursuant to Title 20-A, section 15681-A	\$554,973,541
Total Operating Allocation and Subsidizable Costs	
Total operating allocation pursuant to Title 20-A, section 15683 and total other subsidizable costs pursuant to Title 20-A, section 15681-A	\$2,062,839,512
Total Debt Service Allocation	
Total debt service allocation pursuant to Title 20-A, section 15683-A	\$103,428,195
Total Adjustments and Targeted Education Funds	
Audit adjustments pursuant to Title 20-A, section 15689, subsection 4	\$250,000

Educating students in long-term drug treatment center adjustments pursuant to Title 20-A, section 15689, subsection 5	\$460,355
Minimum teacher salary adjustment pursuant to Title 20-A, section 15689, subsection 7-A	\$2,100,000
Regionalization, consolidation and efficiency assistance adjustments pursuant to Title 20-A, section 15689, subsection 9	\$6,161,789
Maine Care seed payments adjustments pursuant to Title 20-A, section 15689, subsection 14	\$1,334,776
Special education budgetary hardship adjustment pursuant to Title 20-A, section 15689, subsection 15	\$1,000,000
Total adjustments to the state share of total allocation pursuant to Title 20-A, section 15689	\$11,306,920
Targeted Education Funds pursuant to Title 20-A, section 15689-A	
Special education costs for state agency clients and state wards pursuant to Title 20-A, section 15689-A, subsection 1	\$33,737,998
Education of institutional residents pursuant to Title 20-A, section 15689-A, subsection 2	\$0
Essential programs and services components contract pursuant to Title 20-A, section 15689-A, subsection 3	\$300,000
Data management and support services for essential programs and services pursuant to Title 20-A, section 15689-A, subsection 10	\$7,974,245
Postsecondary course payments pursuant to Title 20-A, section 15689-A, subsection 11	\$6,500,000

National board certification salary supplement pursuant to Title 20-A, section 15689-A, subsection 12	\$307,551
Learning through technology program pursuant to Title 20-A, section 15689-A, subsection 12-A	\$16,114,960
Jobs for Maine's Graduates including college pursuant to Title 20-A, section 15689-A, subsection 13	\$3,545,379
Maine School of Science and Mathematics pursuant to Title 20-A, section 15689-A, subsection 14	\$3,615,347
Maine Educational Center for the Deaf and Hard of Hearing pursuant to Title 20-A, section 15689-A, subsection 15	\$8,913,765
Transportation administration pursuant to Title 20-A, section 15689-A, subsection 16	\$410,111
Special education for juvenile offenders pursuant to Title 20-A, section 15689-A, subsection 17	\$407,036
Comprehensive early college programs funding (bridge year program) pursuant to Title 20-A, section 15689-A, subsection 23	\$1,000,000
Community schools pursuant to Title 20-A, section 15689-A, subsection 25	\$200,000
Maine School for Marine Science, Technology, Transportation and Engineering pursuant to Title 20-A, section 15689-A, subsection 26	\$132,316
Instruments and Professional Development in rural schools pursuant to Title 20-A, section 15689-A, subsection 28	\$50,000
	\$83,208,708

Total targeted education funds pursuant to Title 20-A,
section 15689-A

**Enhancing student performance and opportunity pursuant
to Title 20-A, section 15688-A and section 15672, subsection
1-D**

Career and technical education costs pursuant to Title 20-A, section 15688-A, subsection 1	\$57,424,775
Career and technical education middle school costs pursuant to Title 20-A, section 15672, subsection 1-D	\$500,000
College transitions programs through adult education college readiness programs pursuant to Title 20-A, section 15688-A, subsection 2	\$450,000
New or expanded public preschool programs pursuant to Title 20-A, section 15688-A, subsection 4	\$0
National industry standards for career and technical education pursuant to Title 20-A, section 15688-A, subsection 6	\$2,000,000
Regional school leadership academy pursuant to Title 20-A, section 15688-A, subsection 9	\$0
Total enhancing student performance and opportunity pursuant to Title 20-A, section 15688-A and section 15672, subsection 1-D	\$60,374,775

**Total Cost of Funding Public Education from Kindergarten
to Grade 12**

Total cost of funding public education from kindergarten to grade 12 for fiscal year pursuant to Title 20-A, chapter 606-B, not including normal retirement costs	\$2,321,158,110
Total normal cost of teacher retirement	\$50,697,332

Total cost of funding public education from kindergarten to grade 12 for fiscal year pursuant to Title 20-A, chapter 606-B, including normal retirement costs	\$2,371,855,442
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Total cost of state contribution to unfunded actuarial liabilities of the Maine Public Employees Retirement System that are attributable to teachers, retired teacher health insurance and retired teacher life insurance for fiscal year 2018-19 pursuant to Title 5, chapters 421 and 423, excluding the normal cost of teacher retirement	\$228,931,183
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Total cost of funding public education from kindergarten to grade 12, plus state contributions to the unfunded actuarial liabilities of the Maine Public Employees Retirement System that are attributable to teachers, retired teacher health insurance and retired teacher life insurance for fiscal year 2018-19 pursuant to Title 5, chapters 421 and 423	\$2,600,786,625
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Sec. C-4. Local and state contributions to total cost of funding public education from kindergarten to grade 12. The local contribution and the state contribution appropriation provided for general purpose aid for local schools for the fiscal year beginning July 1, 2020 and ending June 30, 2021 is calculated as follows:

	2020-21 LOCAL	2020-21 STATE
Local and State Contributions to the Total Cost of Funding Public Education from Kindergarten to Grade 12		
Local and state contributions to the total cost of funding public education from kindergarten to grade 12 pursuant to the Maine Revised Statutes, Title 20-A, section 15683, subject to statewide distributions required by law	\$1,142,503,195	\$1,229,352,247
State contribution to the total cost of unfunded actuarial liabilities of the		\$228,931,183

Maine Public Employees Retirement System that are attributable to teachers, teacher retirement health insurance and teacher retirement life insurance for fiscal year 2018-19 pursuant to Title 5, chapters 421 and 423 excluding the normal cost of teacher retirement

State contribution to the total cost of funding public education from kindergarten to grade 12 plus state contribution to the total cost of unfunded actuarial liabilities of the Maine Public Employees Retirement System that are attributable to teachers, teacher retirement health insurance and teacher retirement life insurance pursuant to Title 5, chapters 421 and 423

\$1,458,283,430

Sec. C-5. Authorization of payments. If the State's continued obligation for any individual component contained in those sections of this Act that set the total cost of funding public education from kindergarten to grade 12 and the local and state contributions for that purpose exceeds the level of funding provided for that component, any unexpended balances occurring in other programs may be applied to avoid proration of payments for any individual component. Any unexpended balances from this Act may not lapse but must be carried forward for the same purpose.

Sec. C-6. Limit of State's obligation. Those sections of this Act that set the total cost of funding public education from kindergarten to grade 12 and the local and state contributions for that purpose may not be construed to require the State to provide payments that exceed the appropriation of funds for general purpose aid for local schools for the fiscal year beginning July 1, 2020 and ending June 30, 2021.

PART C SUMMARY

This Part does the following:

1. Revises the appropriation and authority to expend for postsecondary course payments pursuant to Title 20-A, section 15689-A, subsection 11 in the targeted education funds for fiscal year 2020-2021.

2. Revises the total cost of education from kindergarten to grade 12, the state contribution, and the annual target state share percentage for fiscal year 2020-2021.

PART D

Sec. D-1. 36 MRSA §5122, sub-§ 1, ¶MM is enacted to read:

MM. For each taxable year beginning after December 31, 2017 and before January 1, 2021, an amount equal to the taxpayer's excess business loss for the taxable year determined under the Code, section 461(l) applying subsection (1)(B) of that section to the calculation for the tax year, reduced by any amount of the loss included in Maine taxable income for a prior tax year pursuant to paragraph H of this subsection.

Sec. D-2. 36 MRSA §5122, sub-§2, ¶UU is enacted to read:

UU. An amount equal to the value of any prior year addition modification under subsection 1, paragraph MM, but only to the extent that:

(1) Maine taxable income is not reduced below zero;

(2) The amount has not been previously used as a modification pursuant to this paragraph or otherwise used to reduce Maine taxable income; and

(3) The taxpayer does not include the amount in computing any net operating loss carryback or carryover pursuant to the Code, section 172, for federal income tax purposes.

PART D SUMMARY

This Part requires an addition modification for federal excess business losses allowed to non-corporate taxpayers pursuant to the CARES Act for taxable years beginning after December 31, 2017 and before January 1, 2021 and a subtraction modification for the carryover and subtraction of this amount in future years.

PART E

Sec. E-1. 36 MRSA §5122, sub-§1, ¶NN is enacted to read:

NN. For taxable years beginning on or after January 1, 2019 and before January 1, 2021, the amount of the taxpayer's federal business interest deduction for the taxable year that exceeds the limitation for such deduction contained in the Code, section 163(j) applying a rate of 30 percent to adjusted taxable income for the purposes of the Code, section 163(j)(1)(B) without regard to the special rule described in the Code, section 163(j)(10)(A)(i).