

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

## **An Act To Amend Career and Technical Education Statutes**

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

**Sec. 1. 20-A MRSA §5809**, as amended by PL 2003, c. 477, §5 and c. 545, §§5 and 6, is further amended to read:

### **§ 5809. Students enrolled in career and technical educational programs**

Schools receiving tuition students who are enrolled in regular school day career and technical educational programs at career and technical education centers, satellites or career and technical education regions, under chapter 313, may charge a tuition rate up to 2/3 of the maximum tuition rate as computed under ~~sections~~section 5805 or 5806. ~~The career and technical education center, satellite or region may charge a tuition rate of up to 1/3 of the maximum tuition rate as computed under section 5805 or 5806 for the student.~~

**Sec. 2. 20-A MRSA §8403-A, sub-§2**, as amended by PL 2011, c. 679, §13, is further amended to read:

#### **2. Procedure for authorizing career and technical education satellite programs.**

Any affiliated unit that wishes to operate a career and technical education satellite program shall submit a written request to operate such a satellite program to the governing body of the center or region with which the unit is affiliated. The request must fully document the perceived need for the operation of a satellite program. The governing body of the center or region with which the unit is affiliated shall consider the request and forward its recommendation to the commissioner concerning whether that request should be approved. The commissioner shall act on the request pursuant to section 8306-B.

**Sec. 3. 20-A MRSA §8403-A, sub-§3**, as enacted by PL 1991, c. 518, §14, is repealed and the following enacted in its place:

**3. Financial responsibility for satellite programs.** A career and technical education center or region affiliated with a satellite program approved pursuant to subsection 2 shall provide financial support for the operating costs of that program as calculated pursuant to chapter 606-B and paid to the center or region affiliated with the program. The center or region shall transfer the financial support received pursuant to this subsection to the unit that operates the approved satellite program to support the operating costs of that program.

**Sec. 4. 20-A MRSA §8403-A, sub-§§5 and 6**, as corrected by RR 2003, c. 2, §57, are amended to read:

**5. Employment of teachers.** The superintendent of a unit operating a satellite program shall, in consultation with the career and technical education director of the center or region with which the unit is affiliated, employ teachers for that satellite program in accordance with the procedures established by section 13201.

**6. Supervision.** The superintendent of a unit operating a satellite program shall, in consultation with the career and technical education director of the center or region with which the unit is affiliated, supervise personnel working for that satellite program.

**Sec. 5. 20-A MRSA §15681-A, sub-§4,** as amended by PL 2017, c. 284, Pt. C, §40, is further amended to read:

**4. Career and technical education costs.** Career and technical education costs in the base year adjusted to the year prior to the allocation year. This subsection does not apply to the ~~2018-19~~2019-20 funding year and thereafter; ~~and~~

**Sec. 6. 20-A MRSA §15681-A, sub-§4-A** is enacted to read:

**4-A. Costs of plans for middle school career and technical education.** Beginning in fiscal year 2018-19, and in each subsequent fiscal year, costs approved pursuant to chapter 313 attributable to establishing and operating career and technical education experiences for middle school students. The commissioner may establish an allocation to school administrative units for plans under this subsection. The plans must be implemented within the school administrative unit; and

**Sec. 7. 20-A MRSA §15688-A, sub-§1,** as amended by PL 2017, c. 284, Pt. C, §45, is repealed and the following enacted in its place:

**1. Career and technical education program components.** Beginning in fiscal year 2018-19, the allocation for career and technical education centers and career and technical education regions is based upon a model that recognizes program components that have been approved by the department pursuant to chapter 313 for:

A. Direct instruction. The direct instruction component includes personnel costs for teachers, education technicians for programs and clinical supervisors for health care programs. The allocation for direct instruction is the sum of the costs as determined based on the following components, which the commissioner shall determine annually:

(1) A teacher salary matrix. In determining the teacher salary matrix for each program, the commissioner shall give consideration to the most recent available data regarding years of education experience and years of professional work experience relevant to instructional assignment;

(2) Student-to-teacher ratios for each program;

(3) The number of education technicians required for purposes of instructional support, based on student enrollment and program requirements. The commissioner shall calculate the education technician allocation by multiplying the number of education technicians required

by the statewide average salary for full-time education technicians, based on the most recent available salary data, but shall ensure that each career and technical education center or career and technical education region is allocated at least one full-time education technician; and

(4) The clinical supervision staffing level necessary for each program requiring such staffing, based on student enrollment as determined pursuant to paragraph G;

B. Central administration. The central administration component includes personnel costs for directors, assistant directors and clerical staff working in career and technical education centers and career and technical education regions, as well as business managers working in career and technical education regions. The central administration allocation is the sum of:

(1) Costs for personnel for each career and technical education center and career and technical education region, as follows:

(a) A director, the allocation for which must be for one full-time equivalent;

(b) An assistant director, the allocation for which must be based on student enrollment as determined pursuant to paragraph G;

(c) Clerical staff, the allocation for which must be for at least one full-time equivalent, with additional clerical staff allocations based on student enrollment as determined pursuant to paragraph G;

(d) A career and technical education region business manager, the allocation for which must be for one full-time equivalent; and

(e) Benefit costs for employees in central administration, which must be calculated pursuant to section 15678, subsection 5, paragraph B; and

(2) Nonpersonnel costs, which the commissioner shall calculate annually based upon the relationship of the most recent available career and technical education expenditures for nonpersonnel costs to personnel costs;

C. Supplies and other expenditures such as purchased services, dues and fees for instructional programs. The allocation for supplies and other expenditures is the sum of:

(1) A per-program allocation for supplies, as determined by the commissioner based on the most recent available career and technical education expenditures amount, adjusted to the year prior to the allocation year; and

(2) A per-pupil allocation for each student in each career and technical education center and each career and technical education region, determined by the commissioner by dividing the amount determined pursuant to subparagraph (1) by student enrollment, as determined pursuant to paragraph G;

D. Plant operation and maintenance, including all costs for operating and maintaining buildings and grounds. The commissioner shall determine the allocation for plant operation and maintenance costs for each career and technical education center and each career and technical education region by multiplying the square footage of the career and technical education center or career and technical education region building by an amount per square foot, as determined by the commissioner;

E. Other student and staff support, which includes costs for student services coordination, career preparation, instructional technology, professional development, student assessment and program safety. The other student and staff support allocation is the sum of the costs for:

(1) A counselor, the allocation for which must be for one full-time equivalent, to collaborate with sending school guidance counselors in order to maximize student participation at the middle school and high school grade levels;

(2) A career and technical education center or career and technical education region student services coordinator, the allocation for which must be based on student enrollment, as determined pursuant to paragraph G, but no less than one full-time equivalent;

(3) Benefit costs for employees under this paragraph, calculated pursuant to section 15678, subsection 5, paragraph B; and

(4) Instructional technology, staff professional development, student assessment and program safety. The commissioner shall calculate a per-pupil allocation for this allocation based upon student enrollment, as determined pursuant to paragraph G, and the relationship of the most recent available career and technical education expenditures for these costs to total costs, adjusted to the year prior to the allocation year;

F. Equipment provided pursuant to subsection 6; and

G. Student enrollment, which is determined as follows.

(1) For established programs or plans, student enrollment is a 3-year average of the attending student counts on October 1st for each program or plan.

(2) For new programs or plans, student enrollment must be based on the estimated attending student count submitted in accordance with the application for the program or plan approval. This estimated student count must be used until the program or plan has 3 consecutive years of actual attending student counts on October 1st.

The total allocation for a career and technical education center or career and technical education region must be calculated by comparing the sum of the components in paragraphs A to E to the most recent expenditure data, as adjusted to the year prior to the allocation year. A career and technical education center or career and technical education region may not receive less than the adjusted expenditures or more than the adjusted expenditures plus 5%.

The commissioner shall authorize monthly payment of allocations to career and technical education centers and career and technical education regions in an amount equal to 1/12 of the allocation. Payments for satellite programs as approved pursuant to chapter 313 must be made within this schedule to the responsible career and technical education center or career and technical education region; it is the responsibility of the career and technical education center or career and technical education region to provide the state support for the approved satellite program to the school administrative unit that operates the approved satellite program.

If a school administrative unit operating a career and technical education center or career and technical education region has any unexpended funds at the end of the fiscal year, these funds must be carried forward for the purposes of career and technical education.

**Sec. 8. 20-A MRSA §15688-A, sub-§8** is enacted to read:

**8. Pilot projects for middle school career and technical education.** Beginning in fiscal year 2018-19 and for the 2 subsequent fiscal years, the commissioner may expend and disburse funds to career and technical education centers and career and technical education regions for pilot projects for middle school level plans approved pursuant to chapter 313 to create career and technical education for middle school level students. The commissioner also may contract for services to implement pilot projects for middle school level plans. A middle school level plan must demonstrate to the commissioner a partnership between a school administrative unit and a career and technical education center or career and technical education region.

## SUMMARY

This bill amends the current calculation of state subsidy for career and technical education from an expenditure-driven model to a cost model to recognize current costs of direct instruction, operation of facilities and student and administrative support. The bill also changes the subsidy payment for satellite

programs and career and technical education regions and establishes funding provisions for the operation of career and technical education middle school programs through authorization of pilot programs.