

STATE OF MAINE
124TH LEGISLATURE
FIRST REGULAR SESSION



Summaries of bills, adopted amendments and laws enacted or finally passed during the First Regular Session of the 124th Maine Legislature coming from the

**JOINT STANDING COMMITTEE ON EDUCATION AND
CULTURAL AFFAIRS**

July 2009

MEMBERS:

SEN. JUSTIN L. ALFOND, CHAIR
SEN. ELIZABETH M. SCHNEIDER
SEN. CAROL WESTON

REP. PATRICIA B. SUTHERLAND, CHAIR
REP. EDWARD D. FINCH
REP. ALAN M. CASAVANT
REP. RICHARD V. WAGNER
REP. STEPHEN D. LOVEJOY
REP. MARY PENNELL NELSON
REP. HELEN RANKIN
REP. DAVID E. RICHARDSON
REP. HOWARD E. MCFADDEN
REP. PETER B. JOHNSON

STAFF:

PHILLIP D. MCCARTHY, LEGISLATIVE ANALYST
JILL IPPOLITI, LEGISLATIVE ANALYST
OFFICE OF POLICY AND LEGAL ANALYSIS
13 STATE HOUSE STATION
AUGUSTA, ME 04333
(207) 287-1670

Joint Standing Committee on Education and Cultural Affairs

**LD 2 An Act To Provide Rule-making Authority to the Maine Library
Commission**

PUBLIC 2

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
DIAMOND	OTP	

This bill gives the Maine Library Commission the authority to adopt routine technical rules to carry out its responsibilities.

Enacted Law Summary

Public Law 2009, chapter 2 gives the Maine Library Commission the authority to adopt routine technical rules to carry out its responsibilities.

**LD 76 Resolve, To Study the Feasibility of Expanding the Curriculum of the
Maine School of Science and Mathematics**

ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
	ONTP	

This resolve directs the Board of Trustees of the Maine School of Science and Mathematics to conduct a study on the feasibility of including agricultural studies in the Maine School of Science and Mathematics' curriculum. The resolve also directs the Board of Trustees of the Maine School of Science and Mathematics to present study findings and recommendations to the Joint Standing Committee on Education and Cultural Affairs and the Joint Standing Committee on Agriculture, Conservation and Forestry no later than January 15, 2010. Finally, the resolve gives the Joint Standing Committee on Education and Cultural Affairs the authority to submit a bill relating to the subject matter of the report to the Second Regular Session of the 124th Legislature.

**LD 77 Resolve, Regarding Legislative Review of Portions of Chapter 181:
Child Development Services System: Regional Provider Advisory
Boards, a Major Substantive Rule of the Department of Education**

**RESOLVE 2
EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
	OTP	

This resolve provides for legislative review of portions of Chapter 181: Child Development Services System: Regional Provider Advisory Boards, a major substantive rule of the Department of Education.

Enacted Law Summary

Resolve 2009, chapter 2 authorizes final adoption of portions of Chapter 181: Child Development Services System: Regional Provider Advisory Boards, a major substantive rule of the Department of Education.

Joint Standing Committee on Education and Cultural Affairs

Resolve 2009, chapter 2 was enacted as an emergency measure effective March 6, 2009.

**LD 78 Resolve, Regarding Legislative Review of Portions of Chapter 182:
Formula for Distribution of Funds to Child Development Services
Regional Sites, a Major Substantive Rule of the Department of
Education**

**RESOLVE 87
EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
	OTP-AM	H-374

This resolve provides for legislative review of portions of Chapter 182: Formula for Distribution of Funds to Child Development Services Regional Sites, a major substantive rule of the Department of Education.

Committee Amendment "B" (H-374)

This amendment provides that final adoption of the provisionally adopted rule is not authorized by the Legislature.

Enacted Law Summary

Resolve 2009, chapter 87 provides that final adoption of portions of Chapter 182: Formula for Distribution of Funds to Child Development Services Regional Sites, a provisionally adopted major substantive rule of the Department of Education is not authorized by the Legislature.

Resolve 2009, chapter 87 was enacted as an emergency measure effective June 4, 2009.

**LD 79 Resolve, Regarding Legislative Review of Portions of Chapter 61: State
Board of Education Rules for Major Capital School Construction
Projects, a Major Substantive Rule of the Department of Education**

**RESOLVE 142
EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
	OTP-AM MAJ ONTP MIN	H-49

This resolve provides for legislative review of portions of Chapter 61: State Board of Education Rules for Major Capital School Construction Projects, a major substantive rule of the Department of Education.

Committee Amendment "A" (H-49)

This amendment is the majority report of the Joint Standing Committee on Education and Cultural Affairs. It authorizes final adoption of the provisionally adopted rule if certain revisions are made. It requires a revision to the definition of "One Campus" and to elements of Section 15 that outline the criteria with which projects are rated. It requires that each of the 4 educational components, the regional high school, the career and technical high school, the higher education center and the industry training center, have a physical presence on the campus. It precludes any one component from offering only distance learning opportunities on campus. It declares the emergency rule authorized and adopted under Resolve 2007, chapter 223 to be invalid.

Enacted Law Summary

Resolve 2009, chapter 142 authorizes final adoption of the provisionally adopted revisions to Chapter 61 of the

Joint Standing Committee on Education and Cultural Affairs

State Board of Education rules but only if certain changes are made. It requires a revision to the definition of "One Campus" and to elements of Section 15 that outline the criteria with which projects are rated. It requires that each of the 4 educational components, the regional high school, the career and technical high school, the higher education center and the industry training center, have a physical presence on the campus. It precludes any one component from offering only distance learning opportunities on campus. It declares the emergency rule authorized and adopted under Resolve 2007, chapter 223 to be invalid.

Resolve 2009, chapter 142 was finally passed as an emergency measure effective June 22, 2009.

**LD 92 An Act Pertaining to the Quality Child Care Education Scholarship
Fund**

**PUBLIC 22
EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BERRY MILLS P	OTP	

This bill repeals Public Law 2007, chapter 683, Part B, section 3, which directed the Finance Authority of Maine to increase the annual maximum disbursement amount of quality child care education scholarships established in Chapter 613 of the authority's rules. Without additional funding, the increase in the amount of scholarships would result in fewer scholarships being awarded.

Enacted Law Summary

Public Law 2009, chapter 22 repeals the directive to the Finance Authority of Maine to increase the annual maximum disbursement amount of quality child care education scholarships from \$2,000 to \$3,000. Without additional funding, the increase in the amount of scholarships would result in fewer scholarships being awarded.

Public Law 2009, chapter 22 was enacted as an emergency measure effective April 9, 2009.

**LD 95 An Act To Eliminate Penalties for Nonconforming School
Administrative Units**

INDEF PP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
EDGECOMB	ONTP MAJ OTP-AM MIN	

This bill amends the laws governing school administrative unit reorganization to eliminate the penalties set forth for nonconforming school administrative units.

**LD 96 An Act To Authorize the Implementation of Modified School Year
Calendars**

ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MILLETT	ONTP	

Joint Standing Committee on Education and Cultural Affairs

This bill authorizes a school administrative unit to use an alternative school calendar, such as a calendar of 4 days of student instruction per week, if that calendar provides for an amount of student instruction equivalent to that provided by a traditional school calendar.

LD 97 *Resolve, Directing the Maine Community College System, the University of Maine System and the Department of Education To Develop a Plan To Enable High School Students To Achieve a Seamless Transition to Higher Education* ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BRYANT M BRYANT B	ONTP	

This resolve directs the Maine Community College System, the University of Maine System and the Department of Education to collaborate in a review and assessment of the opportunities available to high school students to enroll in college courses at public higher education institutions in the State and other initiatives established to support high school students in their transition from high school to higher education. The resolve directs the review panel to develop a plan to enable high school students, including youth between 16 years of age and 20 years of age who are enrolled in an adult education program to prepare for a Maine high school equivalency diploma, to achieve a seamless transition to public higher education institutions in the State. The review panel plan must be presented in a report to the Joint Standing Committee on Education and Cultural Affairs by January 15, 2010. The Joint Standing Committee on Education and Cultural Affairs may submit legislation based on the review panel report to the Second Regular Session of the 124th Legislature.

LD 98 *Resolve, To Direct the Department of Education and the Department of Health and Human Services To Require the Teaching of Mental Health Awareness in Middle Schools Based on a National Curriculum* ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
HASKELL NUTTING J	ONTP	

This resolve directs the Commissioner of Education and the Commissioner of Health and Human Services to convene a planning team to develop a plan to teach mental health awareness in middle schools by the 2010-2011 school year. It requires that the planning team report to the joint standing committee of the Legislature having jurisdiction over education matters no later than December 31, 2009. It authorizes the joint standing committee of the Legislature having jurisdiction over education matters to submit a bill to the Second Regular Session of the 124th Legislature.

Joint Standing Committee on Education and Cultural Affairs

LD 100 Resolve, To Direct the Department of Education and the Department of Health and Human Services To Implement Strategies To Increase the Provision of Oral Health Screenings to Preschool Children and Children Entering School

RESOLVE 67

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
SMITH N	OTP-AM MAJ ONTP MIN	H-255

This bill expands health screening in schools to include oral health screening. The bill requires oral health screening for students prior to entering kindergarten and for new students to a school district entering grades 1 to 6 and periodically thereafter. The bill provides for coordination between oral health screening done under the new requirement and oral health screening done through a grant program with the Department of Health and Human Services under the Maine Revised Statutes, Title 20-A, section 6454 and Title 22, section 2128.

Committee Amendment "A" (H-255)

This amendment is the majority report of the Joint Standing Committee on Education and Cultural Affairs. It replaces the bill with a resolve.

Enacted Law Summary

Resolve 2009, chapter 67 directs the Commissioner of Health and Human Services, in consultation with the Commissioner of Education, to establish pilot programs for oral health screenings at 3 sites. It authorizes the Department of Health and Human Services to use the Maine School Oral Health Fund as a funding source for the pilot programs.

LD 115 An Act To Repeal the Laws Governing Consolidation of School Administrative Units

INDEF PP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
EDGECOMB	ONTP MAJ OTP-AM MIN	

This bill repeals the laws related to the consolidation of school administrative units that were enacted by the First Regular Session of the 123rd Legislature in Public Law 2007, chapter 240, Part XXXX and repeals changes made by Public Law 2007, chapter 668. The bill also restores the laws that were amended or repealed to accommodate the consolidation.

Joint Standing Committee on Education and Cultural Affairs

**LD 118 An Act To Further Facilitate the Provision of Educational Loans for
Maine Students and Families**

**PUBLIC 83
EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BOWMAN	OTP-AM	H-92 SUTHERLAND S-19

This bill extends the date after which the Finance Authority of Maine may not create or establish any capital reserve fund for the provision of educational loans for Maine students and families from June 30, 2009 to June 30, 2010.

Committee Amendment "A" (S-19)

This amendment incorporates a fiscal note.

House Amendment "A" (H-92)

This amendment resolves a conflict between laws to make clear the Finance Authority of Maine is authorized to originate federally guaranteed student loans.

Enacted Law Summary

Public Law 2009, chapter 83 extends the date after which the Finance Authority of Maine may not create or establish a capital reserve fund for the provision of educational loans for Maine students and families from June 30, 2009 to June 30, 2010. It also clarifies FAME's authority to originate federally guaranteed student loans.

**LD 128 An Act To Require the Teaching of Agricultural Studies in Maine's
Schools**

ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
	ONTP	

This bill is the report of the Joint Standing Committee on Agriculture, Conservation and Forestry pursuant to section 18 of Public Law 2007, chapter 660, An Act to Promote the Agricultural Economy. It requires that agricultural studies be included in the system of learning results. The bill also provides that the Maine Agriculture in the Classroom Council and the Department of Education develop a plan for instruction and present the plan to the Joint Standing Committee on Education and Cultural Affairs and the Joint Standing Committee on Agriculture, Conservation and Forestry no later than January 15, 2010. The plan must be established by July 30, 2012 and implemented during the 2012-2013 school year. A school administrative unit is not required to implement instruction of agricultural studies if implementation cannot be achieved within existing local resources.

Joint Standing Committee on Education and Cultural Affairs

LD 136 An Act To Require the Provision of Unstructured Recess Time for Elementary School Students ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
HASKELL ALFOND	ONTP	

This bill requires that each elementary school shall provide daily physical activity for its students, which may include the use of recess. This bill requires that each elementary school provide for 2 periods of unstructured recess time daily.

LD 158 An Act To Allow an Alternative Organizational Structure To Act as a Fiscal Agent for Each Member or Municipality in That Alternative Organizational Structure ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
SCHATZ DAMON	ONTP	

This bill provides that a reorganization plan to form an alternative organizational structure must designate a fiscal agent or agents for each of the member entities and municipalities of the alternative organizational structure. The bill also provides that the reorganization plan may designate the alternative organizational structure as the fiscal agent for its member entities and municipalities.

LD 159 An Act To Provide an Administrative Structure for a School Administrative Unit That Does Not Join a Regional School Unit or an Alternative Organizational Structure ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
SCHATZ DAMON	ONTP	

This bill provides an administrative structure for a school administrative unit that does not join a regional school unit or an alternative organizational structure by July 1, 2009 in accordance with the Maine Revised Statutes, Title 20-A, chapter 103-A and Public Law 2007, chapter 240, Part XXXX, section 36, as amended by Public Law 2007, chapter 668.

Joint Standing Committee on Education and Cultural Affairs

LD 160 An Act To Require the Department of Education To Provide an Accounting of School Subsidy Based on Individual Members in a Regional School Unit or Alternative Organizational Structure

Carried Over

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
SCHATZ		

Current law requires the Commissioner of Education to notify school boards of the amount of school subsidy to be allocated to school administrative units. This bill requires the Commissioner of Education to also provide the governing bodies of regional school units and alternative organizational structures with the computation and the amount of the allocation of school subsidy that the commissioner has estimated for the regional school units and each member municipality in the regional school unit or for the alternative organizational structure and each member entity in the alternative organizational structure.

This bill was carried over to any special or regular session of the 124th Legislature by joint order, H.P. 1053.

LD 161 An Act To Amend the Special Education, School Health and School Nutrition Laws Regarding Scoliosis Screening, the School Lunch Program, Transitional Services, Gifted and Talented Education Programs and the Maine Mentoring Partnership Grant Program

PUBLIC 147

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
WEBSTER MILLS P	OTP-AM	H-199

This bill makes the following changes to the education laws.

1. It repeals the requirement for scoliosis screening of students in schools.
2. It aligns foods outside of the school meal program with school nutrition standards and school lunch and milk program statutes and rules. It changes the rule-making provisions, allowing but not requiring the Department of Education to adopt rules in order to complete alignment with current Department of Education rules Chapter 51.
3. It changes references to "handicapped youths" to "students with disabilities" in statutes pertaining to transitional services for students with disabilities.
4. It repeals outdated funding provisions and timelines for implementation of gifted and talented provisions.
5. It repeals the Maine Mentoring Partnership Grant Program since there have been no appropriations for the program for several years and the program no longer is operational.

Committee Amendment "A" (H-199)

This amendment makes the following changes to the bill.

1. It strikes the section of the bill that changed the requirement that the Department of Education adopt major substantive rules to establish standards for food and beverages sold or distributed on school grounds but outside of

Joint Standing Committee on Education and Cultural Affairs

school meal programs to an optional adoption of routine technical rules.

2. It directs the Department of Education to submit to the Legislature provisionally adopted rules necessary to implement the requirements of the Maine Revised Statutes, Title 20-A, section 6662, subsection 2 for the 2010-2011 school year. Rules provisionally adopted by the department must align the standards for food and beverages sold or distributed on school grounds but outside of school meal programs with the nutritional standards established for the total food service program as defined in Department of Education rules Chapter 51.

3. It changes a reference to "mentally retarded persons" to "individuals with developmental disabilities" in the law pertaining to transitional services for students with disabilities.

Enacted Law Summary

Public Law 2009, chapter 147 makes the following changes to the education laws.

1. It repeals the requirement for scoliosis screening of students in schools.

2. It aligns foods outside of the school meal program with school nutrition standards and school lunch and milk program statutes and rules. It also directs the Department of Education to submit to the Legislature provisionally adopted rules necessary to implement the requirements of the Maine Revised Statutes, Title 20-A, section 6662, subsection 2 for the 2010-2011 school year. Rules provisionally adopted by the department must align the standards for food and beverages sold or distributed on school grounds but outside of school meal programs with the nutritional standards established for the total food service program as defined in Department of Education rules Chapter 51.

3. It changes references to "handicapped youths" to "students with disabilities" in statutes pertaining to transitional services for students with disabilities; and it changes references to "mentally retarded persons" to "individuals with developmental disabilities" to in the law pertaining to transitional services for students with disabilities.

4. It repeals outdated funding provisions and timelines for implementation of gifted and talented provisions.

5. It repeals the Maine Mentoring Partnership Grant Program since there have been no appropriations for the program for several years and the program no longer is operational.

LD 174 An Act Regarding School Consolidation

ONTP

Sponsor(s)

BRYANT B

Committee Report

ONTP

Amendments Adopted

This bill allows school administrative units to count students who reside in the unorganized territories and attend schools within those school administrative units when submitting a plan for a regional school unit.

Joint Standing Committee on Education and Cultural Affairs

LD 177 An Act To Modify the Maine Dental Education Loan Program

**PUBLIC 8
EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
RAYE	OTP	

This bill allows the Finance Authority of Maine to make more than 3 loans or loan repayment agreements annually under the Maine Dental Education Loan Program if funds permit.

Enacted Law Summary

Public Law 2009, chapter 8 allows the Finance Authority of Maine to make more than 3 loans or loan repayment agreements annually under the Maine Dental Education Loan Program if funds permit.

Public Law 2009, chapter 8 was enacted as an emergency measure effective March 18, 2009.

**LD 188 An Act To Establish a Moratorium on School Administrative
Regionalization**

**ACCEPTED ONTP
REPORT**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MCFADDEN WESTON	ONTP MAJ OTP-AM MIN	

This bill allows school administrative units an additional year to come into compliance with the Maine Revised Statutes, Title 20-A, chapter 103-A, which contains the provisions for regional school units.

**LD 189 An Act To Exempt School Union No. 60 from the Laws Requiring
School Administrative Unit Consolidation**

ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
JOHNSON SMITH D	ONTP	

This bill exempts Beaver Cove, Greenville, Kingsbury Plantation, Shirley and Willimantic from minimum student enrollments established in statute for regional school units. The Commissioner of Education is required to treat the communities in a manner similar to the treatment of coastal islands.

Joint Standing Committee on Education and Cultural Affairs

LD 190 Resolve, Directing the Department of Education To Convene a Stakeholders Group To Analyze the School Funding Formula

ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
JOHNSON SMITH D	ONTP	

This resolve directs the Department of Education to convene a stakeholders group to analyze the school funding formula. The department must present a plan and timeline to the Joint Standing Committee on Education and Cultural Affairs by May 1, 2009 and a report with its recommendations by November 1, 2009. The Joint Standing Committee on Education and Cultural Affairs may submit legislation to the Second Regular Session of the 124th Legislature.

LD 206 Resolve, To Fund the Nursing Education Loan Repayment Program

**RESOLVE 11
EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
DRISCOLL TRAHAN	OTP-AM	H-46

This resolve directs the Department of Health and Human Services, the Department of Labor and the Department of Education to research federal funding sources to fund the nursing education loan repayment program and report to the Joint Standing Committee on Health and Human Services with suggested plans to obtain federal funding.

Committee Amendment "A" (H-46)

This amendment requires the departments to report to the Joint Standing Committee on Education and Cultural Affairs and the Joint Standing Committee on Labor as well as the Joint Standing Committee on Health and Human Services.

Enacted Law Summary

Resolve 2009, chapter 11 directs the Department of Health and Human Services, the Department of Labor and the Department of Education to research federal funding sources for the nursing education loan repayment program. It directs the departments to report to the Joint Standing Committee on Health and Human Services, the Joint Standing Committee on Education and Cultural Affairs, and the Joint Standing Committee on Labor with suggested plans to obtain federal funding.

Resolve 2009, chapter 11 was finally passed as an emergency measure effective April 17, 2009.

Joint Standing Committee on Education and Cultural Affairs

LD 231 Resolve, Directing the Chancellor of the University of Maine System and the President of the Maine Community College System To Develop Recommendations To Address the Professional Needs of State Employees **ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
LOVEJOY ALFOND	ONTP	

This resolve requires the Chancellor of the University of Maine System and the President of the Maine Community College System to convene a stakeholders group in order to present recommendations to the Legislature and the Executive Department on the role that the University of Maine System and the Maine Community College System can play in addressing the professional development needs of state employees.

LD 245 An Act To Calculate the School Year by Number of Hours **PUBLIC 87
EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
SULLIVAN	OTP-AM A OTP-AM B ONTP C	S-32

This bill directs the Department of Education to provide by rule for a school calendar that is based upon a minimum annual number of hours that is equivalent to the current 180-day school calendar.

Committee Amendment "A" (S-31)

This amendment is the majority report of the Joint Standing Committee on Education and Cultural Affairs. It establishes criteria required for the approval of an alternative school calendar. It directs the Commissioner of Education to provisionally adopt rules no later than December 1, 2009. It authorizes the commissioner to approve requests for the school year 2009-2010 prior to adoption of the rules as long as statutory criteria are met. It also allows the commissioner to authorize a school operating on a calendar based on days to substitute equivalent hours for days for a limited time period upon application of the school board.

Committee Amendment "B" (S-32)

This amendment is the minority report of the Joint Standing Committee on Education and Cultural Affairs. It allows the Commissioner of Education to authorize a school to substitute equivalent hours for days for a limited time period upon application of the school board.

Enacted Law Summary

Public Law 2009, chapter 87 authorizes the Commissioner of Education to grant a request by a school board to substitute equivalent hours for instruction days for a limited time period. Public Law 2009, chapter 87 was enacted as an emergency measure effective May 8, 2009.

Pulic Law 2009, chaper 87 was enacted as an emergency measure effective May 8, 2009.

Joint Standing Committee on Education and Cultural Affairs

**LD 248 An Act To Transfer Authority for School Food Service Programs to the
Department of Agriculture, Food and Rural Resources**

ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
PERCY	ONTP	

This bill transfers responsibilities for administering school food service programs from the Department of Education to the Department of Agriculture, Food and Rural Resources upon approval of the United States Department of Agriculture. It provides for a transition period until the department has the necessary rules and procedures in place to implement the transfer.

LD 266 An Act To Preserve Statewide Public Broadcasting

PUBLIC 62

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
RAYE	OTP-AM	S-33

This bill requires, as a condition of receiving state funding, that the Maine Public Broadcasting Network operate all of its existing radio towers and television transmitters or an equivalent network providing equal or better broadcast coverage. If the condition is violated, the Maine Public Broadcasting Network must return the state funding.

Committee Amendment "A" (S-33)

This amendment eliminates the use of the terms "towers" and "transmitters." It specifies that facilities used to provide signals must be maintained to provide broadcast coverage that equals or exceeds the coverage in place on February 1, 2009. It specifies that the corporation operating the statewide public broadcasting network has not failed to meet the broadcast requirements if the reason for a signal being off the air is outside the control of the corporation or if all signals in the network are off the air for an equal period of time.

Enacted Law Summary

Public Law 2009, chapter 62 requires , as a condition of receiving state funding, that the Maine Public Broadcasting Network operate and maintain facilities to provide broadcast coverage that equals or exceeds the coverage in place on February 1, 2009. It specifies that the corporation operating the statewide public broadcasting network has not failed to meet the broadcast requirements if the reason for a signal being off the air is outside the control of the corporation or if all signals in the network are off the air for an equal period of time.

Joint Standing Committee on Education and Cultural Affairs

LD 268 Resolve, Regarding Legislative Review of Portions of Chapter 115: Certification, Authorization, and Approval of Education Personnel, Part I and Part II, a Major Substantive Rule of the Department of Education

**RESOLVE 12
EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
	OTP-AM	H-47

This resolve provides for legislative review of portions of Chapter 115: Certification, Authorization and Approval of Education Personnel, Part I and Part II, a major substantive rule of the Department of Education.

Committee Amendment "A" (H-47)

This amendment incorporates a fiscal note.

Enacted Law Summary

Resolve 2009, chapter 12 authorizes final adoption of portions of Chapter 115: Certification, Authorization and Approval of Education Personnel, Part I and Part II, a major substantive rule of the Department of Education.

Resolve 2009, chapter 12 was finally passed as an emergency measure effective April 17, 2009.

LD 285 An Act To Amend the Laws Governing the Consolidation of School Administrative Units To Delay All Penalties for One Year

**PUBLIC 455
EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
SCHATZ SHERMAN	ONTP MAJ OTP-AM MIN	H-352

This bill delays any financial penalties imposed on a school administrative unit for nonconformance with the laws governing the reorganization of school administrative units until the fiscal year that begins on July 1, 2011.

Committee Amendment "A" (H-352)

This amendment is the minority report of the Joint Standing Committee on Education and Cultural Affairs. The amendment delays any financial penalties imposed on a school administrative unit for nonconformance with the laws governing the reorganization of school administrative units until the fiscal year that begins on July 1, 2010. The bill proposed to delay penalties for nonconforming school units for 2 years, or until the fiscal year beginning on July 1, 2011. The amendment also amends the title of the bill and adds an emergency preamble and an emergency clause to the bill.

This amendment allows school administrative units that have formed a regional school unit that has been approved at referendum and received a certificate of organization from the State Board of Education but is not yet operational to delay operation as a regional school unit for one year until July 1, 2010. The delay is only available if the approved budget of the regional school unit would result in an increase in the budget of at least 1/2 of the member school administrative units and the delay is approved by both the regional school unit board and the boards of the member school administrative units.

Joint Standing Committee on Education and Cultural Affairs

This amendment also allows a school administrative unit that is granted a delay until July 1, 2010 to continue to function as a school administrative unit, including entering into contracts and incurring bonding obligations. Upon commencement of operation as a regional school unit, the regional school unit must assume the outstanding indebtedness of all the member school administrative units in accordance with its revised reorganization plan.

Enacted Law Summary

Public Law 2009, chapter 455 delays any financial penalties imposed on a school administrative unit for nonconformance with the laws governing the reorganization of school administrative units until the fiscal year that begins on July 1, 2010.

Public Law 2009, chapter 455 was enacted as an emergency measure effective June 19, 2009.

LD 318 An Act Regarding Rockport College

**P & S 9
EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
WELSH RECTOR	OTP-AM	H-48

This bill renames Rockport College Maine Media College and authorizes it to confer the degree of Master of Fine Arts upon students in accordance with the Maine Revised Statutes, Title 20-A, section 10704 based on the recommendation of the State Board of Education.

Committee Amendment "A" (H-48)

This amendment authorizes Rockport College, which was renamed Maine Media College in the bill, to confer degrees until June 30, 2010. Additional legislation is likely to be introduced to the Second Regular Session of the 124th Legislature to continue the college's degree-granting authority beyond the June 2010 date. The bill is an emergency because the school needs authorization to grant current students degrees from a state-approved institution. State authorization is also needed for students to receive federal financial aid.

Enacted Law Summary

Private and Special Law 2009, chapter 9 renames Rockport College Maine Media College. It authorizes Rockport College to confer degrees until June 30, 2010.

Private and Special Law 2009, chapter 9 was enacted as an emergency measure effective April 17, 2009.

LD 352 An Act To Encourage Veterinary Practice in Maine

Carried Over

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MITCHELL E		S-258

This bill establishes the Maine School of Veterinary Medicine Loan Program, similar to the Maine Dental Education Loan Program. The program would create 3 slots per year for veterinary students or persons eligible for licensure as a veterinarian to apply for a loan repayment program through the Finance Authority of Maine. The program would promote veterinarian practice for large animals. The bill creates the Advisory Committee on Veterinary Medical Education to work with the Chief Executive Officer of the Finance Authority of Maine to evaluate and improve the

Joint Standing Committee on Education and Cultural Affairs

program.

Committee Amendment "A" (S-258)

This amendment replaces the bill while preserving its intent. It establishes the Maine Veterinary Medicine Loan Program. The program would establish 2 forgivable loans per year for veterinary students through the Finance Authority of Maine. The program would promote veterinarian practice for livestock in areas that are insufficiently served. The amendment deletes references to veterinarian positions in the Access to Medical Education Program. The amendment also adds an appropriations and allocations section.

This bill was carried over to any special or regular session of the 124th Legislature by joint order, H.P. 1053.

LD 357 An Act To Require the Teaching of Acadian History as Part of Maine History

**ACCEPTED ONTP
REPORT**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
JACKSON	ONTP MAJ OTP-AM MIN	

This bill amends the law governing instruction in history in public schools to require the inclusion of Acadian history as a component of Maine history.

Committee Amendment "A" (S-199)

This amendment is the minority report of the Joint Standing Committee on Education and Cultural Affairs. It requires the study of Franco-American history instead of Acadian history. The amendment also adds an appropriations and allocations section to the bill.

LD 358 Resolve, Requiring the Department of Education To Amend Rules Relating to School Construction

ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MILLS P	ONTP	

This resolve requires the Department of Education to amend its rules relating to school construction eligibility and approval process for state funding.

LD 364 An Act To Eliminate Schools' Responsibility for Transportation of Preschool Students

**DIED IN
CONCURRENCE**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
WESTON	ONTP MAJ OTP-AM MIN	

Joint Standing Committee on Education and Cultural Affairs

This bill removes the requirement that municipal school units, school administrative districts and community school districts provide transportation for public preschool students.

While this bill died in concurrence, Part C of Public Law 2009, chapter 213, the biennial budget bill, authorizes the Commissioner of Education to waive the requirement that school administrative units provide transportation for public preschool students.

LD 422 An Act To Include the Study of Franco-American History in the System of Learning Results **ACCEPTED ONTP REPORT**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BOLDUC MARRACHE	ONTP MAJ OTP-AM MIN	

This bill amends the law governing instruction in history in schools to require the inclusion of Franco-American history and the study of the influence of French intellectual thought on American history.

Committee Amendment "A" (H-219)

This amendment is the minority report of the Joint Standing Committee on Education and Cultural Affairs. It replaces the bill with a resolve directing the Commissioner of Education to include Franco-American studies in the content standards and performance indicators for teaching social studies in Maine schools and adds an appropriations and allocation section.

LD 465 An Act To Amend Maine's School Construction Laws To Reduce the Percentage for Art to 0.5% **ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
PLOWMAN	ONTP	

This bill decreases from 1% to 0.5% the percentage of the cost of a school construction project that must be spent on art.

LD 467 An Act To Exempt School Administrative District 12, School Union 37 and School Union 60 from the Laws Requiring School Administration Consolidation **P & S 19 EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MILLS P	OTP-AM	S-186

This bill exempts the towns of Jackman and Moose River, Union 60 and Union 37 from minimum student enrollments established in statute for regional school units. The Commissioner of Education is required to treat the towns in a manner similar to the treatment of coastal islands.

Joint Standing Committee on Education and Cultural Affairs

Committee Amendment "A" (S-186)

This amendment incorporates a fiscal note.

Enacted Law Summary

Private and Special Law 2009, chapter 19 exempts the towns of Jackman and Moose River, Union 60 and Union 37 from minimum student enrollments established in statute for regional school units. The Commissioner of Education is required to treat the towns in a manner similar to the treatment of coastal islands.

Private and Special Law 2009, chapter 19 was enacted as an emergency measure effective June 2, 2009.

LD 470 An Act To Sustain Nursing Education in Lincoln County Carried Over

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
TRAHAN		

This bill provides ongoing General Fund appropriations of \$500,000 per year beginning in fiscal year 2009-10 for Central Maine Community College's Lincoln County nursing program in Damariscotta, Maine.

This bill was carried over to any special or regular session of the 124th Legislature by joint order, H.P. 1053.

LD 475 An Act Regarding the Reorganization of Regional School Units and Allowing a Municipality To Opt Out of an Existing School Structure ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
ROSEN R	ONTP	

This bill enacts into law provisions regarding the reorganization of regional school units. The new provisions are similar to the Maine Revised Statutes, Title 20-A, former sections 1405 and 1406 and allow the withdrawal from a regional school unit of a municipality and the transfer of a municipality out of one regional school unit into another. The bill also includes provisions that formerly applied in this area of law authorizing the State Board of Education to review decisions of the Commissioner of Education and to make rules concerning the reorganization of the regional school units.

LD 489 Resolve, Regarding Continuity of Care in the Child Development Services System RESOLVE 113 EMERGENCY

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
ALFOND	OTP-AM	H-487 SUTHERLAND S-232

Joint Standing Committee on Education and Cultural Affairs

This resolve directs the Department of Education to amend its rules governing special education to align reimbursement of collateral contact with the MaineCare program; to require each Individualized Educational Program Team to make a determination regarding extended school year services at every Individualized Educational Program Team meeting; to clarify that the Individualized Education Program Team may make a determination about extended school year services based on available data, including information about a child's disability, even if an interruption in service has not occurred; to clarify that a Child Development Services System regional site may not unilaterally limit the duration of extended school year services; and to adjust the timeline for special education evaluation to 60 calendar days for the Child Development Services System while leaving it at the current state standard of 45 school days for public school districts.

Committee Amendment "A" (S-232)

This amendment strikes the provision in the resolve that proposes to direct the Department of Education to amend its rules governing special education to align reimbursement of collateral contact with the MaineCare program.

House Amendment "A" (H-487)

This amendment adds an emergency preamble and emergency clause and requires the Department of Education to engage in emergency rulemaking.

Enacted Law Summary

Resolve 2009, chapter 113 directs the Department of Education to amend its rules governing special education to require each Individualized Educational Program Team to make a determination regarding extended school year services at every Individualized Educational Program Team meeting; to clarify that the Individualized Education Program Team may make a determination about extended school year services based on available data, including information about a child's disability, even if an interruption in service has not occurred; to clarify that a Child Development Services System regional site may not unilaterally limit the duration of extended school year services; and to adjust the timeline for special education evaluation to 60 calendar days for the Child Development Services System while leaving it at the current state standard of 45 school days for public school districts.

Resolve 2009, chapter 113 was finally passed as an emergency measure effective June 9, 2009.

LD 520 An Act Authorizing Colleges and Universities To Regulate Public Safety on Their Campuses

PUBLIC 170

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
ROTUNDO	OTP MAJ ONTP MIN	

This bill authorizes colleges and universities to regulate the possession of firearms on their campuses.

Enacted Law Summary

Public Law 2009, chapter 170 authorizes colleges and universities to regulate the possession of firearms on their campuses.

Joint Standing Committee on Education and Cultural Affairs

LD 521 An Act To Ensure Continued Support for Local Adult Education Programs

ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
CROCKETT P RAYE	ONTP	

This bill directs that the state subsidy for secondary school-age students enrolled in adult education courses is, in fact, used to support those courses.

LD 522 Resolve, To Establish the Study Commission Regarding Teachers' Compensation

**RESOLVE 138
EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
SUTHERLAND	OTP-AM MAJ ONTP MIN	H-420 S-317 BARTLETT

This resolve establishes the Study Commission Regarding Teachers' Salaries to investigate conditions affecting teachers' salaries in this State, which despite the enactment of a minimum teachers' salary law and substantial increases in general purpose aid for local schools in recent years have not kept pace with inflation and have declined in rank relative to other states in the nation. The resolve authorizes the commission to make findings and recommendations and to submit suggested legislation to ensure that all teachers are paid at rates that are commensurate with their experience, education, professional responsibilities and essential role in the development of the State's economy and human capital.

Committee Amendment "A" (H-420)

This amendment makes several revisions to the resolve pertaining to the membership of the proposed study commission. The amendment clarifies that the scope of the study commission review is teacher compensation, including teachers' salaries and benefits. The amendment also revises the duties of the study commission to reflect the broadened focus on teacher compensation systems and also includes an examination of the following items in the duties of the study commission:

1. Alternatives to the existing method of recognizing the costs of teachers' salaries based on education and experience;
2. Collective bargaining alternatives in determining salaries and benefits at the school administrative unit level; and
3. Any other factors that the commission members consider relevant to the examination of teachers' compensation.

Senate Amendment "A" To Committee Amendment "A" (S-317)

This amendment increases the number of members on the commission from 7 to 8 by increasing the number of Senators from one to 2. The amendment also requires that 2 members from the Senate and the House of Representatives represent the 2 political parties that have the greatest number of members in the Senate and the House of Representatives.

Joint Standing Committee on Education and Cultural Affairs

Enacted Law Summary

Resolve 2009, chapter 138 establishes the Study Commission Regarding Teachers' Compensation to investigate conditions affecting teachers' compensation in this State, including teachers' salaries and benefits. In conducting its review, the commission is authorized to examine:

1. The effects on teachers' salaries and benefits of the essential programs and services funding system; and alternatives to this funding system;
2. The effects on teachers' salaries of the minimum teachers' salary law;
3. The relationship between and among teachers' salaries and benefits in school administrative units;
4. The relationship between teachers' salaries and benefits in this State and in other states;
5. The relationship between teachers' salaries and benefits and salaries and benefits paid to practitioners in other comparable professions;
6. The effects of inflation on the real value of teachers' salaries and the minimum salary amount required by law;
7. Practices in other states that mandate payment of minimum salaries based on experience and education to all teachers;
8. Factors relating to the age, experience, recruitment, retention and mobility of the State's corps of professional teachers;
9. Alternatives to salary systems based on college credits or degrees earned and experience;
10. Collective bargaining alternatives in determination of salaries and benefits at the local level; and
11. Any other factors that the commission considers relevant to teachers' compensation.

The 8 member study commission is authorized to make findings and recommendations and to submit suggested legislation. The Joint Standing Committee on Education and Cultural Affairs is authorized to introduce a bill related to the subject matter of the report to the Second Regular Session of the 124th Legislature.

Resolve 2009, chapter 138 was enacted as an emergency measure effective June 18, 2009.

**LD 523 Resolve, Directing the Department of Health and Human Services and
the Department of Education To Enter into a Memorandum of
Understanding Regarding Early Childhood Intervention**

**ACCEPTED ONTP
REPORT**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
WAGNER R ALFOND	ONTP	

Joint Standing Committee on Education and Cultural Affairs

This resolve directs the Department of Health and Human Services and the Department of Education to enter into a memorandum of understanding regarding early childhood intervention. This resolve also directs the Department of Health and Human Services and the Department of Education to report to the joint standing committee of the Legislature having jurisdiction over education matters regarding the implementation of the memorandum of understanding by January 15, 2010.

LD 551 An Act To Improve the Essential Programs and Services Funding Formula

Carried Over

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
FINCH		

This bill is a concept draft pursuant to Joint Rule 208. This bill proposes to enact measures designed to improve the essential programs and services funding formula.

This bill was carried over to any special or regular session of the 124th Legislature by joint order, H.P. 1053.

LD 569 An Act Concerning the Maine School of Science and Mathematics

**LEAVE TO
WITHDRAW**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
PIEH	LTW	

This bill is a concept draft pursuant to Joint Rule 208.

This bill proposes to amend the laws governing the Maine School of Science and Mathematics.

LD 570 An Act To Improve the Laws Governing the Consolidation of School Administrative Units

Carried Over

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
FINCH		

This bill is a concept draft pursuant to Joint Rule 208. This bill proposes to enact measures designed to improve the laws governing the consolidation of school administrative units.

This bill was carried over to any special or regular session of the 124th Legislature by joint order, H.P. 1053.

Joint Standing Committee on Education and Cultural Affairs

LD 571 An Act To Protect College Students from Predatory Marketing and Lending Practices ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
RUSSELL ALFOND	ONTP	

This bill requires colleges and universities in the State to adopt policies regulating the marketing of credit cards to students on their campuses.

LD 610 An Act To Add 10 Days to the School Year and To Require Daily Physical Exercise for All School Children ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MILLS P	ONTP	

This bill:

1. Requires that schools provide physical education to students daily;
2. Requires that schools provide a program of physical evaluation of each student; and
3. Increases by 10 days the required annual number of school days.

LD 635 An Act To Provide Additional Time to Certain School Administrative Units To Comply with School Administrative Unit Reorganization Laws INDEF PP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
FITTS MARRACHE	OTP-AM	H-256

This bill provides additional time for a school administrative unit to comply with the reorganization law if it approved a reorganization plan at a referendum prior to January 30, 2009 but is unable to implement the plan because the plan was rejected by one or more of its proposed partners. The school administrative unit would be allowed to restart the process to form a regional school unit with the same or other school administrative units.

Although this bill was indefinitely postponed, the proposed initiative was incorporated into Public Law 2009, chapter 213, the biennial budget bill, as Part KKKK (see LD 353).

Committee Amendment "A" (H-256)

This amendment incorporates a fiscal note.

Joint Standing Committee on Education and Cultural Affairs

LD 636 An Act To Control Education Administrative Costs

ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BOLDUC	ONTP	

This bill changes the ratio of students to school administrative staff used to calculate salary and benefit costs to 500:1. It defines "school administrative staff" as principals, assistant principals and special education coordinators.

LD 677 An Act To Lower the Cost of State Government in the Departments under the Purview of the Joint Standing Committee on Education and Cultural Affairs

**ACCEPTED ONTP
REPORT**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
NUTTING J	ONTP MAJ OTP-AM MIN	

This bill eliminates one Regional Education Representative position and one Public Service Executive II position within the Department of Education effective October 1, 2009.

Committee Amendment "A" (S-103)

This amendment is the minority report of the Joint Standing Committee on Education and Cultural Affairs. It removes the proposed elimination of a Public Service Executive II position.

LD 678 An Act To Provide Middle School Students with Access to Innovative Science Education

ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
ALFOND	ONTP	

This bill provides ongoing General Fund appropriations of \$251,000 per year beginning in fiscal year 2009-10 for the Gulf of Maine Research Institute's Sam L. Cohen Center for Interactive Learning.

While the initiative in this bill was not enacted, Public Law 2009, chapter 414 includes a provision to provide \$1,500,000 in bond proceeds to rebuild a bulkhead and a wharf at the Gulf of Maine Research Institute.

Joint Standing Committee on Education and Cultural Affairs

LD 697 An Act To Stabilize School Heating Costs

ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
DILL ALFOND	ONTP	

This bill requires the Commissioner of Education to develop and administer a program for the bulk purchase of heating oil for every school facility that uses heating oil, with each participating school administrative unit paying for the unit's consumption of oil and a pro rata share of the expenses to administer the program.

LD 698 An Act To Allow School Budget Validation Referenda To Be Held on a Saturday

**PUBLIC 98
EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
WEAVER	OTP	

This bill allows school budget validation referendum votes for regional school units to be held on Saturday.

Enacted Law Summary

Public Law 2009, chapter 98 allows school budget validation referendum votes for regional school units to be held on Saturday.

Public Law 2009, chapter 98 was enacted as an emergency measure effective May 8, 2009.

LD 711 An Act To Authorize the Social Work Education Loan Repayment Program

PUBLIC 427

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
CASAVANT BRANNIGAN	OTP-AM	H-218

This bill establishes the Social Work Education Loan Repayment Program.

Committee Amendment "A" (H-218)

This amendment amends the criteria that apply to social workers who may be eligible for the Social Work Education Loan Repayment Program. The amendment also strikes the provision in the bill that authorized the Finance Authority of Maine to borrow money on behalf of the program and clarifies that the Finance Authority of Maine is authorized to receive, invest and expend any federal funds received by the State for the benefit of social workers who have outstanding education loans.

Enacted Law Summary

Public Law 2009, chapter 427 establishes the Social Work Education Loan Repayment Program and provides that

Joint Standing Committee on Education and Cultural Affairs

social workers who meet the following criteria may be eligible for the loan repayment program:

1. Holds a social worker license under Maine Revised Statutes, Title 32, chapter 83;
2. Has completed a bachelor's, master's or doctoral degree in social work from an accredited school of social work within 3 years prior to the date the applicant's application is received by the Finance Authority of Maine;
3. Possesses an outstanding education loan relating to the degree;
4. Practices social work in an underserved practice area; and
5. Signs a statement of intent in a form acceptable to the authority to work as a social worker in the State for a minimum of 3 years after acceptance into the program.

The law also establishes the Social Work Education Loan Repayment Fund and authorizes the Finance Authority of Maine to receive, invest and expend on behalf of the fund money from gifts, grants, bequests and donations in addition to money appropriated or allocated by the State and any federal funds received by the State for the benefit of social workers who have outstanding education loans.

LD 725 An Act To Protect Student Privacy while Complying with Federal Law

ONTP

Sponsor(s)

ALFOND

Committee Report

ONTP

Amendments Adopted

This bill prohibits the disclosure of the name of a student unless required by state or federal law and directs the Department of Education to work with schools to conform to this prohibition. This bill also allows a student or parent of a student whose name has been disclosed or a school official or school administrative unit in which the student attends school to enforce this provision by a civil action.

LD 735 An Act To Allow Unimmunized Children to Attend School Upon Parental Waiver

ONTP

Sponsor(s)

MARRACHE

Committee Report

ONTP

Amendments Adopted

This bill allows a student who has not been immunized to attend school if the student's parent or legal guardian signs a waiver acknowledging and accepting the risk of allowing the student to attend school without the proper immunization.

Joint Standing Committee on Education and Cultural Affairs

LD 749 Resolve, Directing the Department of Education To Take Measures To Assist Blind and Visually Impaired Students

RESOLVE 29

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
PENDLETON	OTP-AM	H-95

This resolve directs the Department of Education to develop a proposal to create a position of Braille transcriber and assistant and to submit its proposal to the Joint Standing Committee on Appropriations and Financial Affairs no later than December 3, 2009.

Committee Amendment "A" (H-95)

This amendment directs the Department of Education to establish standards for credentialing Braille transcribers and assistants and to allow employment of assistants receiving training in Braille to be considered an approved special education cost. It also corrects the committee to receive the report. The report is to be submitted to the Joint Standing Committee on Education and Cultural Affairs.

Enacted Law Summary

Resolve 2009, chapter 29 directs the Department of Education to develop a proposal to establish standards for credentialing Braille transcribers and assistants and to allow employment of assistants receiving training in Braille to be considered an approved special education cost. It requires the department to submit its proposal to the Joint Standing Committee on Education and Cultural Affairs no later than December 3, 2009 and authorizes the committee to report out legislation to the Second Regular Session of the 124th Legislature.

LD 750 An Act To Exempt Certain Municipalities from the Requirement To Hold Referenda on School Budgets

ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
EBERLE	ONTP	

This bill provides an exemption from the budget validation referendum voting requirements for municipal school units where the municipal charter provides that the municipal legislative body and the school committee are elected bodies and where the municipal charter requires that a public hearing and one or more budget meetings are held on the proposed school budget before the municipal legislative body votes to adopt the school budget.

LD 773 An Act To Increase Funding for Higher Education

DIED IN CONCURRENCE

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
ALFOND	ONTP MAJ OTP-AM MIN	

Joint Standing Committee on Education and Cultural Affairs

This bill requires the State to contribute 55% of the total operating costs of the State's public higher educational institutions by fiscal year 2011-12 and provides funding to Maine Maritime Academy, the Maine Community College System and the University of Maine System in order for the percentage contributed by the State to be equal to 45% of the operating costs in fiscal year 2009-10 and 50% in fiscal year 2010-11.

**LD 778 An Act To Exempt Certain Isolated Rural Communities from the
Minimum Student Enrollment Requirements in the Laws Governing the
Reorganization of School Administrative Units**

ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MACDONALD	ONTP	

This bill amends the laws governing the reorganization of school administrative units to provide that school administrative units located in isolated rural communities may be eligible for an exception to the minimum student enrollment requirements by entering into a collaborative agreement for administrative, instructional and noninstructional functions with another school administrative unit prior to July 1, 2009.

**LD 806 An Act To Authorize Fuel Cost Stabilization Funds To Be Established
in School Administrative Units**

PUBLIC 104

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
ALFOND	OTP-AM	S-92

This bill permits a school administrative unit to establish a fuel cost stabilization fund for unexpected heating and transportation fuel costs. The appropriations and transfers into the fund may not exceed the highest annual cost for fuel that the school administrative unit has experienced in its 3 most recent fiscal years.

Committee Amendment "A" (S-92)

This amendment clarifies the method for a new or reorganized school administrative unit to determine the limit of the amount that may be transferred to a fuel cost stabilization fund. The amendment also removes cross-references to the provision that states that investment of the fund will be subject to the laws applicable to school reserve funds.

Enacted Law Summary

Public Law 2009, chapter 104 permits a school administrative unit to establish a fuel cost stabilization fund for unexpected heating and transportation fuel costs. The appropriations and transfers into the fund may not exceed the highest annual cost for fuel that the school administrative unit has experienced in its 3 most recent fiscal years.

Joint Standing Committee on Education and Cultural Affairs

LD 816 An Act To Authorize the Commissioner of Education To Issue Separate Subsidy Checks to Each Municipality in an Alternative Organizational Structure **ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
CLARK H	ONTP	

Current law requires the Commissioner of Education to notify school boards of the estimated amount of state subsidy to be allocated to school administrative units. This bill requires the Commissioner of Education to also provide the governing bodies and the superintendent of each alternative organizational structure with the computation and the amount of the allocation of state subsidy that the commissioner has calculated for the alternative organizational structure and each member entity in the alternative organizational structure and requires that the commissioner issue separate subsidy checks to each of the member entities within the alternative organizational structure.

LD 817 An Act Concerning Teacher Salaries **ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BOLDUC	ONTP	

This bill prohibits basing teachers' salaries upon the measurable performance or productivity of the teacher or the students of the teacher.

LD 818 An Act To Improve Transparency in the School Funding Formula **ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
TRINWARD MARRACHE	ONTP	

Current law requires the Commissioner of Education to notify school boards of the estimated amount of state subsidy to be allocated to school administrative units. This bill requires the Commissioner of Education to also provide the governing bodies and the superintendent of each alternative organizational structure with the computation and the amount of the allocation of state subsidy that the commissioner has calculated for the alternative organizational structure and each member entity in the alternative organizational structure.

Joint Standing Committee on Education and Cultural Affairs

LD 853 An Act To Encourage Maine Residents To Attend Medical School and Practice in Maine

**PUBLIC 410
EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MARRACHE	OTP-AM	S-178

This bill requires that, beginning September 1, 2009, the positions for students of allopathic medicine in the Access to Medical Education Program be placed in a school of allopathic medical education located in the State. This bill also requires a student of allopathic medicine who participates in the Access to Medical Education Program to inform the Finance Authority of Maine of the location of the student's medical residency and employment for 5 years after graduating from the school of allopathic medical education.

Committee Amendment "A" (S-178)

This amendment, which is the majority report of the Joint Standing Committee on Education and Cultural Affairs, strikes and replaces the bill to accomplish the following.

1. It establishes the Doctors for Maine's Future Scholarship Program to provide a tuition subsidy of 50% of the cost of attendance annually, up to a maximum of \$25,000 per student annually, for eligible students who enter qualifying Maine-based medical school programs, for the purpose of increasing the number of physicians in the State who practice in primary care, underserved specialties or underserved areas of the State.
2. It defines "qualifying Maine-based medical school program" as an allopathic or osteopathic medical school program in which an educational or health care institution located in the State participates in curriculum development, selects no fewer than 10 students for admission per class year, requires that all students complete not less than one academic year of the medical school curriculum at facilities located in the State, raises funds through philanthropic resources and the private sector to match 100% of those funds appropriated or allocated by the State for scholarships and includes a required clerkship experience and a curriculum that focuses on rural health care and primary care.
3. It establishes the Doctors for Maine's Future Scholarship Fund as a nonlapsing, interest-earning, revolving fund under the jurisdiction of the Finance Authority of Maine. The authority is authorized to receive, invest and expend money from gifts, grants, bequests and donations or other sources in addition to funds appropriated or allocated by the State to the Doctors for Maine's Future Scholarship Program.
4. It provides for the gradual phase-out of the Access to Medical Education Program by establishing that, beginning January 1, 2010, the Chief Executive Officer of the Finance Authority of Maine may not secure any additional new positions at schools of allopathic or osteopathic medicine under this program and shall secure only the number of positions necessary to allow students already occupying such positions as of January 1, 2010 to complete their remaining one to 3 years of medical education at their respective institutions. It also provides that, beginning July 1, 2013, the Chief Executive Officer of the Finance Authority of Maine may not secure any further positions at schools of allopathic or osteopathic medicine under the Access to Medical Education Program.
5. It provides that students occupying positions at schools of osteopathic or allopathic medicine through the Access to Medical Education Program on or before September 30, 2009 remain eligible for loans through the Health Professions Loan Program through June 30, 2012. It further provides that the existing revolving fund that supports the Access to Medical Education Program and the Health Professions Loan Program must continue to support students eligible for these programs through June 30, 2012.

Joint Standing Committee on Education and Cultural Affairs

While the provisions of this amendment were enacted, Part A, Sec. A-27 of Public Law 2009, chapter 213, the biennial budget bill, included one-time State General Fund appropriations of \$1,500,000 in fiscal year 2009-10 and \$1,500,000 in fiscal year 2010-11 to the Finance Authority of Maine as startup funding to implement this initiative (see LD 353).

Enacted Law Summary

Public Law 2009, chapter 410 establishes the Doctors for Maine's Future Scholarship Program to provide a tuition subsidy of 50% of the cost of attendance annually, up to a maximum of \$25,000 per student annually, for eligible students who enter qualifying Maine-based medical school programs, for the purpose of increasing the number of physicians in the State who practice in primary care, underserved specialties or underserved areas of the State. The law accomplishes the following.

1. It defines "qualifying Maine-based medical school program" as an allopathic or osteopathic medical school program in which an educational or health care institution located in the State participates in curriculum development, selects no fewer than 10 students for admission per class year, requires that all students complete not less than one academic year of the medical school curriculum at facilities located in the State, raises funds through philanthropic resources and the private sector to match 100% of those funds appropriated or allocated by the State for scholarships and includes a required clerkship experience and a curriculum that focuses on rural health care and primary care.
2. It establishes the Doctors for Maine's Future Scholarship Fund as a nonlapsing, interest-earning, revolving fund under the jurisdiction of the Finance Authority of Maine. The authority is authorized to receive, invest and expend money from gifts, grants, bequests and donations or other sources in addition to funds appropriated or allocated by the State to the Doctors for Maine's Future Scholarship Program.
3. It provides for the gradual phase-out of the Access to Medical Education Program by establishing that, beginning January 1, 2010, the Chief Executive Officer of the Finance Authority of Maine may not secure any additional new positions at schools of allopathic or osteopathic medicine under this program and shall secure only the number of positions necessary to allow students already occupying such positions as of January 1, 2010 to complete their remaining one to 3 years of medical education at their respective institutions. It also provides that, beginning July 1, 2013, the Chief Executive Officer of the Finance Authority of Maine may not secure any further positions at schools of allopathic or osteopathic medicine under the Access to Medical Education Program.
4. It provides that students occupying positions at schools of osteopathic or allopathic medicine through the Access to Medical Education Program on or before September 30, 2009 remain eligible for loans through the Health Professions Loan Program through June 30, 2012. It further provides that the existing revolving fund that supports the Access to Medical Education Program and the Health Professions Loan Program must continue to support students eligible for these programs through June 30, 2012.

Public Law 2009, chapter 410 was enacted as an emergency measure effective June 16, 2009.

LD 856 An Act To Ensure the Availability of Supplemental Educational Loans

**PUBLIC 40
EMERGENCY**

Sponsor(s)

RAYE

Committee Report

OTP-AM

Amendments Adopted

H-115 SUTHERLAND

S-62

Joint Standing Committee on Education and Cultural Affairs

This bill allows the Maine Educational Loan Authority to establish a capital reserve fund to secure student loan revenue bonds in the principal amount necessary to help meet the supplemental educational financing needs of Maine students and families. It also removes language that places a limit on the principal amount of a certain type of bond that the authority may have outstanding at any one time.

Committee Amendment "A" (S-62)

This amendment increases the limit on the principal amount for certain types of bonds issued by the Maine Educational Loan Authority to \$300,000,000. It requires the authority to report to the Joint Standing Committee on Education and Cultural Affairs no later than April 2, 2010 with an account of tax exempt bonds issued and student loan rates.

House Amendment "A" (H-115)

This amendment eliminates, after June 30, 2011 the authority for the Maine Educational Loan Authority to establish any capital reserve fund.

Enacted Law Summary

Public Law 2009, chapter 40 authorizes the Maine Educational Loan Authority to establish a capital reserve fund to secure student loan revenue bonds to help meet the supplemental educational financing needs of Maine students and families. The authority to establish a capital reserve fund expires July 1, 2011. It increases the limit on the principal amount for certain types of bonds issued by the Maine Educational Loan Authority to \$300,000,000. It requires the authority to report to the Joint Standing Committee on Education and Cultural Affairs no later than April 2, 2010 with an account of tax exempt bonds issued, student loan rates and any fees in excess of \$50,000 paid to entities outside the authority.

Public Law 2009, chapter 40 was enacted as an emergency measure effective April 17, 2009.

LD 857 An Act To Validate Certain Proceedings Authorizing the Issuance of Bonds and Notes by School Administrative District No. 32

**P & S 4
EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
SUTHERLAND JACKSON	OTP	

This bill corrects a defect in a bond for school construction approved on December 12, 2007 by the State Board of Education for School Administrative District No. 32 by authorizing the district to issue bonds for the construction retroactive to December 12, 2007.

Enacted Law Summary

Private and Special Law 2009, chapter 4 corrects a defect in a bond for school construction approved on December 12, 2007 by the State Board of Education for School Administrative District No. 32 by authorizing the district to issue bonds for the construction retroactive to December 12, 2007.

Private and Special Law 2009, chapter 4 was enacted as an emergency measure effective April 13, 2009.

Joint Standing Committee on Education and Cultural Affairs

LD 864 An Act To Provide for the Certification of Teachers in a Critical Teacher Shortage Area

ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
JOHNSON	ONTP	

This bill provides that a superintendent may certify a teacher for a period not to exceed one year when there is a critical teacher shortage need in the school administrative unit that meets criteria established by rules adopted by the State Board of Education. The critical teacher shortage need certificate may be renewed by the superintendent if the superintendent determines that the critical teacher shortage need in the school administrative unit still exists after the expiration of the certificate and upon a positive recommendation of the teacher from a peer review team of teachers within the school administrative unit.

LD 866 Resolve, To Examine Data Discrepancies and Adequately Identify and Serve Children with Brain Injuries

RESOLVE 112

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
GOODE	OTP MAJ ONTP MIN	

This resolve requires the Department of Education to review the discrepancy in information available in data from MaineCare and the Office of Special Services regarding the number of children in the State identified with brain injuries. The department shall also investigate the availability of testing and screening that is available to develop a plan to institute annual health screening of children and youth in schools for brain injury. The department shall report to the Legislature by February 15, 2010 with its findings, recommendations and suggested legislation.

Enacted Law Summary

Resolve 2009, chapter 112 requires the Department of Education to review the discrepancy in information available in data from MaineCare and the Office of Special Services regarding the number of children in the State identified with brain injuries. The department shall also investigate the availability of testing and screening that is available to develop a plan to institute annual health screening of children and youth in schools for brain injury. The department shall report to the Legislature by February 15, 2010 with its findings, recommendations and suggested legislation.

LD 933 An Act To Prohibit Cyberbullying

ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
NASS R	ONTP	

This bill amends the current law covering the prohibition of hazing in public schools to specifically cover cyberbullying. Current law requires each school board to adopt a policy that addresses injurious hazing. This bill defines "cyberbullying" as injurious hazing by any verbal, textual or graphic communication of any kind effected, created or transmitted by the use of any electronic device, including but not limited to a computer, telephone,

Joint Standing Committee on Education and Cultural Affairs

cellular telephone, text messaging device and personal digital assistant.

LD 963 Resolve, Directing the University of Maine System To Self-transition Its Educational Broadband Service from Analog to Digital ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
DILL	ONTP	

This resolve requires the University of Maine System to notify the Secretary of the Federal Communications Commission on or before April 21, 2009 that the University of Maine System will self-transition its Educational Broadband Service by relocating to its default channel locations specified in federal regulations.

LD 977 An Act To Repeal the School District Consolidation Laws DIED BETWEEN HOUSES

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
	ONTP MAJ OTP-AM MIN	

This initiated bill repeals the laws related to the consolidation of school administrative units that were enacted by the First Regular Session of the 123rd Legislature in Public Law 2007, chapter 240, Part XXXX. It restores the laws that were amended or repealed to accommodate the consolidation.

Since this initiated bill was not enacted by the Legislature without change, the bill must be submitted to the voters at the next statewide election to be held on November 3, 2009.

LD 984 Resolve, To Establish a Pilot Program To Provide Greater Cooperation and Coordination between the University of Maine System and the Maine Community College System RESOLVE 28

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MITCHELL E	OTP-AM	S-93

This resolve establishes a pilot program between the University of Maine System and the Maine Community College System, more specifically between the University of Southern Maine and Southern Maine Community College and between the University of Maine at Augusta and Kennebec Valley Community College, to provide a seamless process of going from an associate degree program at the community college onto a baccalaureate degree program at the university. The pilot program will be established after consultation with faculty from all 4 schools, along with a review of the majors at the schools. The program will be composed of students who take prescribed courses along with electives. After the first participating class graduates, the University of Maine System and the Maine Community College System will report back to the joint standing committee of the Legislature having jurisdiction over education matters on its assessment of the program and any recommendations.

Joint Standing Committee on Education and Cultural Affairs

Committee Amendment "A" (S-93)

This amendment strikes and replaces the resolve to clarify that the goals of the pilot program to be established by the Maine Community College System and the University of Maine System are to ensure that the pilot program is a student-centered model that provides a seamless pathway that supports student completion of an associate degree at a participating community college and a baccalaureate degree at a participating university. The amendment also provides that the Maine Community College System and the University of Maine System shall provide an interim report on the progress of the pilot program no later than January 1, 2010 to the Joint Standing Committee on Education and Cultural Affairs.

Enacted Law Summary

Resolve 2009, chapter 28 establishes a pilot program between the Maine Community College System and the University of Maine System that provides a student-centered model that leads to a seamless pathway that supports student completion of an associate degree at a participating community college and a baccalaureate degree at a participating university. The Maine Community College System and the University of Maine System shall provide an interim report on the progress of the pilot program no later than January 1, 2010 to the Joint Standing Committee on Education and Cultural Affairs. Following the completion and graduation of the first participating class, the Maine Community College System and the University of Maine System will report back to the joint standing committee of the Legislature having jurisdiction over education matters on its assessment of the program and any recommendations.

LD 1027 Resolve, To Examine Concepts and Competencies from Family and Consumer Science for Achieving Educational Goals

RESOLVE 105

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
NASS J MARRACHE	ONTP MAJ OTP-AM MIN	H-462

This resolve directs the Department of Education to amend its rules concerning the system of learning results to add family and consumer science to be incorporated into the curriculum. The curriculum must include the subjects of foods and nutrition, consumer economics and resource management and family and human development. The Department of Education shall seek all available outside funding, including grants, to incorporate the requirements of this resolve.

Committee Amendment "A" (H-462)

This amendment is the minority report of the Joint Standing Committee on Education and Cultural Affairs. It revises the directive to the Department of Education in the resolve, removing the requirement that the department's rules be amended to include family and consumer sciences in the system of learning results. Instead it directs the Commissioner of Education to bring together a working group to develop recommendations for the inclusion of family and consumer science concepts as performance indicators within the system of learning results.

Enacted Law Summary

Resolve 2009, chapter 105 directs the Commissioner of Education to bring together a working group to develop recommendations for the inclusion of family and consumer science concepts as performance indicators within the system of learning results. The commissioner is directed to report to the Joint Standing Committee of Education and Cultural Affairs by letter or in person no later than April 1, 2010 to provide the names of people invited to participate in the working group and a brief work plan and timeline for the group.

Joint Standing Committee on Education and Cultural Affairs

LD 1036 An Act To Amend the Education Laws Regarding the State Board of Education's Degree-granting Authority, the Telecommunications Education Access Fund and Certain Definitions and Programs

PUBLIC 274

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
SUTHERLAND ALFOND	OTP-AM	H-373

This bill accomplishes the following.

1. It repeals the definition of "financial definitions," "local allocation," "state allocation" and "state and local allocation" in the laws governing education.
2. It repeals a reference to the Maine State Commission for Higher Education Facilities.
3. It establishes the authority of the Commissioner of Education and the State Librarian to enter into contracts or order services on behalf of schools and libraries participating in the telecommunications education access fund and to take advantage of any discounts available pursuant to the federal Telecommunications Act of 1996.
4. It repeals the provision of law that provides that a superintendent of schools may appeal a school board's decision to discharge that superintendent and that requires the commissioner to hold a hearing as part of this appeal.
5. It clarifies that students in public preschool programs are included in the laws governing tuition charges for elementary school students.
6. It amends the definition of "degree" to include first professional and adds a definition of "coordinated program."
7. It provides that exemptions from degree-granting requirements granted to degree-granting institutions do not apply to those educational institutions that have specific undergraduate and graduate levels of degree-granting authority granted to them by the Legislature or the State Board of Education prior to September 18, 1981.
8. It provides clarification that the provision of law governing the merger, consolidation or reorganization of a degree-granting institution applies to a merger or consolidation of an educational institution with another external entity and that the provisions do not apply to the consolidation or reorganization of internal program entities within an educational institution.
9. It repeals the chapter of law that provides for teacher recognition grants, which no longer exist.
10. It repeals a definition of "teaching positions" that is no longer used.
11. It repeals the chapter of law that provides for innovative educational grants, which no longer exist as described in that chapter.

Committee Amendment "A" (H-373)

This amendment clarifies provisions regarding the authority of the State Board of Education to authorize additional degree-granting authority to an educational institution granted initial authority by the Legislature. It also removes the section of the bill that proposed repealing provisions for a superintendent to appeal a school board's decision to discharge the superintendent.

Joint Standing Committee on Education and Cultural Affairs

Enacted Law Summary

Public Law 2009, chapter 274 repeals several definitions in the laws governing education and a reference to the Maine State Commission for Higher Education Facilities. It establishes the authority of the Commissioner of Education and the State Librarian to enter into contracts or order services on behalf of schools and libraries participating in the telecommunications education access fund and to take advantage of any discounts available pursuant to the federal Telecommunications Act of 1996.

It clarifies that students in public preschool programs are included in the laws governing tuition charges for elementary school students. It clarifies provisions pertaining to degree-granting authority and the authority of the State Board of Education to authorize additional degree-granting authority to an educational institution granted initial authority by the Legislature. It clarifies that the provisions governing the merger, consolidation or reorganization of a degree-granting institution apply to a merger or consolidation of an educational institution with another external entity and that the provisions do not apply to the consolidation or reorganization of internal program entities within an educational institution for those educational institutions that have specific undergraduate and graduate levels of degree-granting authority granted to them by the Legislature or the State Board of Education prior to September 18, 1981.

It repeals the chapter of law that provides for teacher recognition grants, which no longer exist and repeals the chapter of law that provides for innovative educational grants, which no longer exist as described in that chapter.

LD 1037 An Act To Require the Department of Education To Provide Certain Information to Individual Communities of Alternative Organizational Structures

ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
JOHNSON	ONTP	

This bill requires the Department of Education to provide a detailed accounting of the amount of subsidy that a municipality in an alternative organizational structure qualifies for under the Essential Programs and Services Funding Act to each municipality in the alternative organizational structure.

LD 1049 An Act To Encourage Cooperation among School Administrative Units

**PUBLIC 154
EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
SUTHERLAND	OTP-AM	H-166

This bill provides for the formation of 20 regional education cooperatives. School administrative units established as of July 1, 2009 may voluntarily join a regional education cooperative of their choice, and each participating school administrative unit has a single representative to the cooperative board. The educational functions and support services to be provided by regional education cooperatives may include, but are not limited to:

1. Alternative education programs;
2. Special education programs or support services;

Joint Standing Committee on Education and Cultural Affairs

3. Public preschool programs or 2-year kindergartens;
4. Gifted and talented education programs;
5. Online learning and distance education programs;
6. Postsecondary education options;
7. Adult education programs;
8. Purchasing or contracting for goods or services;
9. Staff training or professional development;
10. Technology or technology support services;
11. Accounting, payroll and financial management;
12. Transportation routing and vehicle maintenance;
13. Food service planning and purchasing; and
14. Energy management and facilities maintenance.

Participating school administrative units voluntarily choose which educational functions or support services they purchase from the regional education cooperative and contribute only for the costs of those educational functions or support services that they use. Savings achieved through the regional education cooperative accrue to the participating school administrative units, with a portion reserved for administrative costs of the regional education cooperative.

Committee Amendment "A" (H-166)

This amendment removes the provisions in the bill that establish a limit of 20 cooperative agreements that may be in operation at any time. The amendment also provides that, if the Commissioner of Education finds that an application for a cooperative agreement contains the information required to be included in the application, the commissioner shall notify the school administrative units participating in the cooperative agreement that the application is approved, pending a ratification vote by each of the school boards of the participating school administrative units. The amendment further provides that, instead of requiring reapplication to the commissioner in addition to the vote as proposed in the bill, a cooperative agreement may be renewed upon a ratification vote to renew the cooperative agreement by each of the school boards of the participating school administrative units.

Enacted Law Summary

Public Law 2009, chapter 154 provides for the formation of regional education cooperatives. School administrative units established as of July 1, 2009 may voluntarily join a regional education cooperative of their choice, and each participating school administrative unit has a single representative to the cooperative board. The educational functions and support services to be provided by regional education cooperatives may include, but are not limited to:

1. Alternative education programs;
2. Special education programs or support services;
3. Public preschool programs or 2-year kindergartens;

Joint Standing Committee on Education and Cultural Affairs

- 4. Gifted and talented education programs;
- 5. Online learning and distance education programs;
- 6. Postsecondary education options;
- 7. Adult education programs;
- 8. Purchasing or contracting for goods or services;
- 9. Staff training or professional development;
- 10. Technology or technology support services;
- 11. Accounting, payroll and financial management;
- 12. Transportation routing and vehicle maintenance;
- 13. Food service planning and purchasing; and
- 14. Energy management and facilities maintenance.

Participating school administrative units voluntarily choose which educational functions or support services they purchase from the regional education cooperative and contribute only for the costs of those educational functions or support services that they use. Savings achieved through the regional education cooperative accrue to the participating school administrative units, with a portion reserved for administrative costs of the regional education cooperative.

Public Law 2009, chapter 154 was enacted as an emergency measure effective May 18, 2009.

LD 1068 An Act To Extend the Summer Tourism Season and Thereby Increase Sales Tax Revenues by Requiring that the School Year in Maine Begin After Labor Day

**ACCEPTED ONTP
REPORT**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MARTIN J L	ONTP MAJ OTP-AM MIN	

This bill requires that the school year for Maine public schools and the fall semester for state universities and colleges not begin until after Labor Day of each year.

Committee Amendment "A" (H-220)

This amendment is the minority report of the Joint Standing Committee on Education and Cultural Affairs. It allows the Maine Maritime Academy to begin the fall semester before Labor Day. It also authorizes the Commissioner of Education to allow a school administrative unit to begin school before Labor Day if a harvest recess is proposed in that school administrative unit's school calendar. The amendment adds an appropriations and allocations section to the bill.

Joint Standing Committee on Education and Cultural Affairs

LD 1077 Resolve, To Establish the Commission To Establish The Maine Academy of Living Treasures

ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MAGNAN ALFOND	ONTP	

This resolve establishes the Commission To Study Establishing The Maine Academy of Living Treasures to review and establish the groundwork to institute the Maine Academy of Living Treasures to be composed of citizens from the State who exemplify the highest levels of skill and craft in the arts and humanities. The commission shall issue a report describing the types of recognition to be given to each member of the academy and academy member responsibilities to the Second Regular Session of the 124th Legislature.

LD 1090 An Act To Provide a Waiver of the Tuition Remaining after the Application of Federal Department of Veterans Affairs Payments to Veterans Eligible for Benefits under the Post-9/11 Veterans Educational Assistance Act of 2008

PUBLIC 443

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
CORNELL DU HOUX ALFOND	OTP-AM MAJ ONTP MIN	H-372 H-421 CORNELL DU HOUX

This bill qualifies a student who is an active member or veteran of the Armed Forces of the United States, regardless of the state of residence, for in-state tuition rates for first-time enrollment at any campus of the University of Maine System, the Maine Community College System or the Maine Maritime Academy, including an enrollee who transfers from a postsecondary institution in another state with a similar provision.

Committee Amendment "A" (H-372)

This amendment is the majority report of the Joint Standing Committee on Education and Cultural Affairs. The amendment incorporates a fiscal note.

House Amendment "A" (H-421)

This amendment provides the opportunity for the University of Maine System, the Maine Community College System and Maine Maritime Academy to receive the maximum possible funding from the federal Department of Veterans Affairs in support of the veterans who are eligible for benefits under the new Post-9/11 Veterans Educational Assistance Act of 2008.

Enacted Law Summary

Public Law 2009, chapter 443 qualifies a student who is an active member or veteran of the Armed Forces of the United States, regardless of the state of residence, for in-state tuition rates for first-time enrollment at any campus of the University of Maine System, the Maine Community College System or the Maine Maritime Academy, including an enrollee who transfers from a postsecondary institution in another state with a similar provision. The law provides the opportunity for the University of Maine System, the Maine Community College System and Maine Maritime Academy to receive the maximum possible funding from the federal Department of Veterans Affairs in support of the veterans who are eligible for benefits under the new Post-9/11 Veterans Educational Assistance Act of

Joint Standing Committee on Education and Cultural Affairs

2008.

LD 1096 An Act To Protect School Children from Dangerous or Abusive Restraint and Seclusion

**ACCEPTED ONTP
REPORT**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
ALFOND	ONTP MAJ OTP-AM MIN	

This bill addresses the use of physical restraint or isolation. The bill amends the law that suspends civil liability for anyone in the educational system entrusted with the care or supervision of a person for special or limited purposes using a reasonable degree of force. The bill adds a provision that allows civil liability for an unreasonable degree of force evidenced by a violation of rules of the Department of Education regulating the use of time-out rooms, therapeutic restraints and aversive therapy. The bill also establishes a violation of such a rule as grounds for a due process hearing if the action is against a child with a disability. The bill further prohibits a physical restraint against a child with a disability in which the child's face contacts the floor while a person applies pressure to the child's back.

LD 1097 An Act To Improve Alternative Organizational Structures by Requiring the Department of Education To Provide Them with Estimated Allocations

ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
RAYE	ONTP	

Current law requires the Commissioner of Education to notify a school board of the amount of school subsidy to be allocated to the school administrative unit. This bill requires the Commissioner of Education to also provide the governing body of alternative organizational structures with the computation and the amount of the allocation of school subsidy that the commissioner has estimated for the alternative organizational structure and each member entity in the alternative organizational structure.

LD 1101 Resolve, To Understand and Assist in Efforts To Promote Science, Technology, Engineering and Math Education

RESOLVE 98

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
SCHNEIDER	OTP-AM	S-208

This resolve directs the Department of Education to collect information on science, technology, engineering and math initiatives in consultation with public and private partnerships, businesses, pilot projects and nonprofit and other organizations that are already working with science, technology, engineering and math issues by November 1, 2009. The department shall focus on finding ways to inspire young people in prekindergarten to grade 12 to become interested in the science, technology, engineering and math areas of education; to find funding sources; to encourage students to enter into the fields of science, technology, engineering and math; to raise the level of education in

Joint Standing Committee on Education and Cultural Affairs

science, technology, engineering and math areas; and to integrate the information that the department collects into current curricula to avoid additional work for all involved. The Joint Standing Committee on Education and Cultural Affairs may submit legislation based on the Department of Education's report to the Second Regular Session of the 124th Legislature by February 1, 2010.

Committee Amendment "A" (S-208)

This amendment provides the addition of the University of Maine System to assist the Department of Education in the collection of information on science, technology, engineering and math initiatives in consultation with public and private partnerships, businesses, pilot projects and nonprofit and other organizations that are already working with science, technology, engineering and math issues by November 1, 2009.

Enacted Law Summary

Resolve 2009, chapter 98 directs the Department of Education, with the assistance of the University of Maine System, to collect information on science, technology, engineering and math initiatives in consultation with public and private partnerships, businesses, pilot projects and nonprofit and other organizations that are already working with science, technology, engineering and math issues by November 1, 2009. The department shall focus on finding ways to inspire young people in prekindergarten to grade 12 to become interested in the science, technology, engineering and math areas of education; to find funding sources; to encourage students to enter into the fields of science, technology, engineering and math; to raise the level of education in science, technology, engineering and math areas; and to integrate the information that the department collects into current curricula to avoid additional work for all involved. The Joint Standing Committee on Education and Cultural Affairs may submit legislation based on the Department of Education's report to the Second Regular Session of the 124th Legislature by February 1, 2010.

LD 1104 An Act To Require the Convening of the Professional Standards Board

**PUBLIC 157
EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
SUTHERLAND	OTP	

The Professional Standards Board was established in 2005. The board has not met and the need for an advisory board for the State Board of Education has grown. This bill establishes a date for the board to be appointed by and a date for the board to convene.

Enacted Law Summary

Public Law 2009, chapter 157 provides that all appointments to the Professional Standards Board established in the Maine Revised Statutes, Title 20-A, section 13101, subsection 1 must be made by July 1, 2009. The law further provides that the board shall convene no later than September 1, 2009.

Public Law 2009, chapter 157 was enacted as an emergency measure effective May 18, 2009.

Joint Standing Committee on Education and Cultural Affairs

LD 1105 Resolve, To Facilitate Training and Education on Dating Violence Prevention

RESOLVE 99

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
WAGNER J ALFOND	OTP-AM MAJ ONTP MIN	H-323

This bill requires school administrative units, with the help of the Department of Education's model dating violence policy, to implement dating violence policies and provide dating violence training to school personnel and dating violence education to students from the 7th to the 12th grade. This bill also requires school administrative units to provide a copy of the unit's dating violence policy to school personnel and 7th to 12th grade students and to send notice of the policy to parents and legal guardians of 7th to 12th grade students and a copy of the policy upon request.

Committee Amendment "A" (H-323)

This amendment is the majority report of the Joint Standing Committee on Education and Cultural Affairs. This amendment replaces the bill with a resolve. It requires the Department of Education to review its policies and rules regarding faculty training and student education on dating violence prevention for students in grades 7 to 12, and policies of the various school administrative units, and to report to the Joint Standing Committee on Education and Cultural Affairs by March 1, 2010 on the findings of its review.

Enacted Law Summary

Resolve 2009, chapter 99 requires the Department of Education to review its policies and rules regarding faculty training and student education on dating violence prevention for students in grades 7 to 12, and policies of the various school administrative units, and to report to the Joint Standing Committee on Education and Cultural Affairs by March 1, 2010 on the findings of its review.

LD 1106 Resolve, To Establish a Schoolchildren's Well-being Stakeholder Group

ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BOLAND JACKSON	ONTP	

This resolve requires the Department of Education and the Department of Health and Human Services to jointly convene a stakeholder group to identify options and alternatives to improve and maintain the nutritional well-being of schoolchildren. In particular, the focus of the stakeholder group will be to explore ways and make recommendations to address childhood behavioral disorders, attention-deficit and attention-deficit hyperactivity disorders, autism spectrum disorders and child obesity through nutritional strategies that include food choices and dietary supplementation. The departments will present the work of the stakeholder group to the Joint Standing Committee on Education and Cultural Affairs and the Joint Standing Committee on Health and Human Services and may suggest legislation to the joint standing committees, which may in turn submit legislation to the Second Regular Session of the 124th Legislature.

Joint Standing Committee on Education and Cultural Affairs

LD 1126 An Act To Limit the Scope of Miscellaneous Costs within the General Purpose Aid for Local Schools Appropriation

PUBLIC 275

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
TRAHAN	OTP-AM	S-209

This bill amends the law concerning the various elements of the "miscellaneous costs" component of the general purpose aid for local schools appropriation, or GPA appropriation. The premise of the bill is that the GPA appropriation should be either a general purpose subsidy to local schools or a state expenditure that provides direct educational services to students who would otherwise be served by the State's public elementary or secondary schools. The bill eliminates the Commissioner of Education's authority to use GPA funds to pay the personnel costs for a range of state employees who work for the Department of Education and provide only indirect support to the public education system. The bill eliminates a similar authority to use GPA funds to pay for the personnel costs of 3 teachers employed by the Department of Corrections. The bill also eliminates the authority to use GPA funds to pay for general education research conducted by the University of Maine, but it retains the authority to use GPA funds to cover a contract with the university to monitor and update the essential programs and services school funding model.

Committee Amendment "A" (S-209)

This amendment replaces the bill to incorporate changes in the law concerning the Commissioner of Education's funding level recommendations and the Governors recommendations for the annual appropriation to the General Purpose Aid for Local Schools program in the state budget. The amendment requires that the amounts appropriated for certain components of the Essential Programs and Services Funding Act that are proposed in any state budget must be shown in a sufficiently detailed and transparent form and manner to permit the Legislature and the citizens of the State to identify the changes in proposed funding for the components of the Essential Programs and Services Funding Act from the proposed budget without need for reference to other documents or explanations.

Enacted Law Summary

Public Law 2009, chapter 275 incorporates changes in the law concerning the Commissioner of Education's funding level recommendations and the Governor's recommendations for the annual appropriation to the General Purpose Aid for Local Schools program in the state budget. The law requires that the amounts appropriated for the adjustments and miscellaneous costs components of the Essential Programs and Services Funding Act that are proposed in any state budget must be shown in a sufficiently detailed and transparent form and manner to permit the Legislature and the citizens of the State to identify the changes in proposed funding for the components of the Essential Programs and Services Funding Act from the proposed budget without need for reference to other documents or explanations.

LD 1129 An Act To Permit Efficient School Districts To Opt Out of Consolidation

ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
COURTNEY	ONTP	

This bill authorizes a school administrative unit to submit an alternative plan when the school unit spends less on kindergarten to grade 12 education than its total operating allocation under the Essential Programs and Services Funding Act for fiscal year 2008-09. This bill also eliminates penalties that would otherwise apply to such school

Joint Standing Committee on Education and Cultural Affairs

administrative units.

LD 1140 Resolve, Directing the Department of Education and the Department of Agriculture, Food and Rural Resources To Convene a Work Group To Strengthen Farm-to-school Efforts in the State

**RESOLVE 106
EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MCCABE RAYE	OTP-AM MAJ ONTP MIN	H-461

This resolve requires the Department of Education and the Department of Agriculture, Food and Rural Resources to convene a work group consisting of agencies, groups and organizations involved in supporting Maine agriculture, public health, the environment and the Maine economy to study farm-to-school initiatives and programs in the State and develop recommendations for strengthening farm-to-school efforts in the State.

Committee Amendment "A" (H-461)

This amendment is the majority report of the Joint Standing Committee on Education and Cultural Affairs. It directs the Department of Health and Human Services along with the Department of Education and the Department of Agriculture, Food, and Rural Resources to convene a work group. It removes the Department of Health and Human Services from the list of participants as the department will be in a leadership role with the other 2 departments. It also modifies the list of those invited to participate.

Enacted Law Summary

Resolve 2009, chapter 106 requires the Department of Education, the Department of Health and Human Services, and the Department of Agriculture, Food and Rural Resources to convene a work group consisting of agencies, groups and organizations involved in supporting Maine agriculture, public health, the environment and the Maine economy to study farm-to-school initiatives and programs in the State and develop recommendations for strengthening farm-to-school efforts in the State. The departments are to report to the Joint Standing Committee on Education and Cultural Affairs, the Joint Standing Committee on Agriculture, Conservation and Forestry and the Joint Standing Committee on Health and Human Services by February 1, 2010 with recommendations for strengthening farm-to-school initiatives and programs.

Resolve 2009, chapter 106 was finally passed as an emergency measure effective June 9, 2009.

LD 1141 An Act To Add a Member from Castine to the Board of Trustees of the Maine Maritime Academy

ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
SCHATZ ROSEN R	ONTP	

This bill increases the number of trustees on the Board of Trustees of the Maine Maritime Academy from 16 to 17 and the number of trustees who must be Maine residents from 11 to 12. It also requires that the Governor choose one trustee of the 17 from a list of 3 candidates recommended by the Town of Castine Board of Selectmen.

Joint Standing Committee on Education and Cultural Affairs

LD 1160 An Act To Prohibit a Person from Being Hired in a School Administrative Unit in a Position for Which a Relative Serves in a Supervisory Capacity **ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BOLDUC	ONTP	

This bill prohibits a person from being hired as an employee of a school administrative unit for a position for which that person's spouse, child, parent or sibling or the spouse of the person's child or sibling serves in a supervisory capacity with respect to the person.

LD 1161 An Act To Require That Universities within the University of Maine System Accept Credits Earned at Other Universities within the System **ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BOLDUC	ONTP	

This bill amends the charter of the University of Maine System to require that a campus of the University of Maine System accept credits earned at another campus of the University of Maine System.

LD 1162 An Act To Amend the Laws Governing Teacher Certification Interns **ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BOLDUC	ONTP	

This bill prohibits a school administrative unit from accepting placement of a teaching intern who is, at the time of the internship, enrolled in more than one course in an academic teaching program.

LD 1163 Resolve, To Reduce Childhood Obesity in Schools by Adding to the Physical Education Curriculum **ACCEPTED ONTP REPORT**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
PILON ALFOND	ONTP MAJ OTP-AM MIN	

This resolve directs the Commissioner of Education to incorporate the principles of the "5-2-1-0 Goes to School" program into a statewide program in the public schools physical education curriculum. The "5-2-1-0 Goes to School" program, the school component of a community-based initiative to promote healthy lifestyle choices, began

Joint Standing Committee on Education and Cultural Affairs

as a pilot project launched by the Barbara Bush Children's Hospital at Maine Medical Center in 9 schools in York County. It now includes 12 communities and is aimed at promoting healthy eating and physical activity in the school environment. The program emphasizes better nutritional choices and more activity.

LD 1178 Resolve, Regarding Legislative Review of Portions of Chapter 131: The Maine Federal, State, and Local Accountability Standards, a Major Substantive Rule of the Department of Education

**RESOLVE 117
EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
	OTP MAJ OTP-AM MIN	

This resolve provides for legislative review of portions of Chapter 131: The Maine Federal, State, and Local Accountability Standards, a major substantive rule of the Department of Education.

Enacted Law Summary

Resolve 2009, chapter 117 provides that final adoption of portions of Chapter 131: The Maine Federal, State, and Local Accountability Standards, a major substantive rule of the Department of Education, is authorized.

Resolve 2009, chapter 117 was finally passed as an emergency measure effective June 9, 2009.

LD 1191 An Act To Improve Teacher Confidentiality Laws

PUBLIC 331

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MILLS P	OTP-AM	S-267

This bill permits access to confidential information on denials, revocations and suspensions of teacher certification to the extent that the information is needed by a national association of state directors of teacher education and certification, in aid of an investigation by other jurisdictions investigating qualifications for certification or considering reciprocal disciplinary action or by law enforcement agencies in aid of an investigation. The bill also authorizes the Department of Education to disseminate as public information statistical summaries of complaints and dispositions as long as the dissemination does not jeopardize the confidentiality of individually identifiable information.

Committee Amendment "A" (S-267)

This amendment provides that the confidentiality provisions of the bill apply to applicants for certification, authorization or approval under the Maine Revised Statutes, Title 20-A, chapters 501 and 502.

Enacted Law Summary

Public Law 2009, chapter 331 permits access to confidential information on denials, revocations and suspensions of teacher certification to the extent that the information is needed by a national association of state directors of teacher education and certification, in aid of an investigation by other jurisdictions investigating qualifications for certification or considering reciprocal disciplinary action or by law enforcement agencies in aid of an investigation. The law also authorizes the Department of Education to disseminate as public information statistical summaries of complaints and dispositions as long as the dissemination does not jeopardize the confidentiality of individually

Joint Standing Committee on Education and Cultural Affairs

identifiable information. The access to confidentiality information permitted by this law applies to applicants for certification, authorization or approval under the Maine Revised Statutes, Title 20-A, chapters 501 and 502.

LD 1203 An Act To Allow Certain School Units To Reorganize without Meeting Minimum Student Population Requirements without Being Penalized ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
SUTHERLAND ALFOND	ONTP	

This bill authorizes school administrative units to submit alternative plans in situations when they have been unsuccessful in reorganizing into a regional school unit that meets minimum student population requirements. This bill also eliminates penalties that would otherwise apply to such school administrative units.

LD 1221 An Act To Remove the Local Requirement for Education Funding ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
COURTNEY	ONTP	

This bill provides that if a school administrative unit adopts a credible budget that is below the maximum state and local spending target under the Essential Programs and Services Funding Act the school administrative unit's required contribution must be reduced by the amount of the savings.

LD 1225 Resolve, To Review the Adjustments in the School Funding Formula Related to School Administrative Units That Are Eligible for the Minimum State Share of Their Total Allocation RESOLVE 95

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
JOHNSON	OTP-AM	H-404

This bill provides that a school administrative unit that is eligible for the minimum state share of its total allocation under the Essential Programs and Services Funding Act may also be eligible for an additional adjustment when the school administrative unit meets certain eligibility criteria for an economically disadvantaged school administrative unit:

1. The local median household income of each municipality in the school administrative unit is less than the statewide median household income; and
2. At least 30% of the students in the school administrative unit are economically disadvantaged students as calculated pursuant to the Maine Revised Statutes, Title 20-A, section 15675, subsection 2.

A school administrative unit that meets these eligibility criteria must receive an additional adjustment to the state share of its total allocation.

Joint Standing Committee on Education and Cultural Affairs

Committee Amendment "A" (H-404)

This amendment replaces the emergency bill with a nonemergency resolve that directs the Education Research Institute to include a targeted research project in the fiscal year 2009-10 work plan. The amendment provides that the project agreement with the Education Research Institute must include a project to address the impact of the adjustments in the school funding formula related to school administrative units that are eligible for the minimum state share of their total allocation. Following receipt of the report from the Maine Education Policy Research Institute, the Joint Standing Committee on Education and Cultural Affairs may report out legislation to the Second Regular Session of the 124th Legislature.

Enacted Law Summary

Resolve 2009, chapter 95 directs the Education Research Institute to include a targeted research project in the fiscal year 2009-10 work plan. The resolve provides that the project agreement with the Education Research Institute must include a project to address the impact of the adjustments in the school funding formula related to school administrative units that are eligible for the minimum state share of their total allocation. The resolve also provides that, following receipt of the report from the Maine Education Policy Research Institute, the Joint Standing Committee on Education and Cultural Affairs may report out legislation to the Second Regular Session of the 124th Legislature.

LD 1226 An Act To Eliminate the Opt-out Penalty for Consolidation of Schools if a School Administrative Unit Forms an Alternative Organizational Structure **ACCEPTED ONTP REPORT**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
CLARK H	ONTP MAJ OTP-AM MIN	

This bill authorizes school administrative units to submit alternative plans if they have formed alternative organizational structures but have not approved a school reorganization plan. This bill also eliminates penalties that would otherwise apply to such school administrative units.

LD 1227 An Act To Equalize the Regional Salary Cost Index under the School Funding Formula **ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
JOHNSON	ONTP	

This bill requires that, beginning in fiscal year 2010-11, the regional adjustment to the salary and benefits costs of teachers and other school personnel that is based on labor market areas in the State must be 1.0 for all labor market areas in the State.

Joint Standing Committee on Education and Cultural Affairs

LD 1277 Resolve, To Encourage Alternative Compensation Models for Teachers and School Administrators

RESOLVE 109

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
WESTON	OTP-AM	S-268

This bill requires the Department of Education to review models for performance-based pay and bonuses for teachers, principals and superintendents and to adopt rules authorizing school administrative units to use a performance-based pay model for the remuneration of teachers beginning in school year 2010.

Committee Amendment "A" (S-268)

This amendment replaces the bill with a resolve to direct the Department of Education to apply for federal grant funds from the federal Teacher Incentive Fund on behalf of interested school administrative units in the State for the purpose of establishing a state-based alternative compensation grant program.

Enacted Law Summary

Resolve 2009, chapter 109 directs the Department of Education to apply for federal grant funds from the federal Teacher Incentive Fund on behalf of interested school administrative units in the State for the purpose of establishing a state-based, alternative compensation grant program.

LD 1280 Resolve, To Provide a Program Model for Children with Autism Spectrum Disorder

RESOLVE 100

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BOWMAN	OTP-AM	S-210

This bill directs the Department of Education to develop a program model for children with autism spectrum disorder to be used statewide in elementary and secondary schools and submit its report to the Joint Standing Committee on Education and Cultural Affairs by December 2, 2009.

Committee Amendment "A" (S-210)

This amendment replaces the resolve and directs the Department of Education to convene a work group with broad stakeholder representation, including parents, to conduct a study of educational services for children with autism and other pervasive developmental disorders. The Department of Education is directed to submit a report, including the findings and recommendations from the work group, to the Joint Standing Committee on Education and Cultural Affairs by January 29, 2010.

Enacted Law Summary

Resolve 2009, chapter 100 directs the Department of Education to convene a work group with broad stakeholder representation, including parents, to conduct a study of educational services for children with autism and other pervasive developmental disorders. The Department of Education is directed to submit a report, including the findings and recommendations from the work group, to the Joint Standing Committee on Education and Cultural Affairs by January 29, 2010.

Joint Standing Committee on Education and Cultural Affairs

LD 1283 An Act To Reform the School Budget Validation Process

ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
WESTON	ONTP	

This bill amends the school budget approval process by allowing a budget to be approved at a school board meeting rather than a district-wide meeting, and then go directly to referendum vote. The bill also changes slightly the wording on the required referendum if a school budget exceeds the maximum state and local spending target.

LD 1287 An Act To Amend the Laws Governing Consolidation of School Administrative Units To Eliminate Penalties, Establish Incentives and Allow Alternative Voting Procedures for Budgets

ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
DAMON	ONTP	

This bill makes several technical and substantive changes to the laws governing the consolidation of school administrative units enacted in 2007 and amended in 2008. The bill converts the penalty system in the current law, which establishes a financial penalty to be applied to those school systems that fail to consolidate if required to, into a financial incentive system that provides a reduced local effort requirement for those school systems that achieve the required consolidation during the first 3 years. The bill also authorizes regional school units to establish a school budget adoption system that is an alternative to the current budget validation referendum process. The alternative system, if approved by the voters of the regional school unit at referendum, would allow the budget to be approved by the voters directly at referendum rather than go through the multi-step approval process whereby the budget needs to be adopted by several local votes in succession. The bill also makes several technical amendments, including:

1. Adding a cross-reference that was inadvertently omitted in existing law so that the towns within any community school districts or school administrative districts that may exist in the future can commit their taxes in the circumstance of a prolonged failure to adopt a school budget, just as is currently available to municipal schools and regional school units; and
2. Clarifying the procedures to be followed during a school budget referendum vote regarding the display of informational material in the polling place and the voting booth.

LD 1295 An Act To Establish the Middle School of Science and Mathematics

ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
SCHATZ	ONTP	

Joint Standing Committee on Education and Cultural Affairs

This bill establishes the Middle School of Science and Mathematics as a public chartered school located on the Blue Hill peninsula to provide students with a challenging educational experience with an emphasis on math and science.

LD 1297 Resolve, To Review Changing the Duties of the State Board of Education

**RESOLVE 140
EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
JOY	OTP-AM	H-478 S-339 BARTLETT

This bill dissolves the State Board of Education on July 1, 2010, and directs the Department of Education to study and recommend legislation to transfer the powers and duties of the board to other agencies in anticipation of the dissolution.

Committee Amendment "A" (H-478)

This amendment replaces the bill with a resolve to establish a stakeholder group to review the role of the State Board of Education and submit a report and recommendations to the Joint Standing Committee on Education and Cultural Affairs by December 1, 2009. The Joint Standing Committee on Education and Cultural Affairs may introduce legislation to the Second Regular Session of the 124th Legislature. The amendment also changes the bill title and incorporates an emergency preamble and an emergency clause.

Senate Amendment "B" To Committee Amendment "A" (S-339)

This amendment adds 2 additional legislative members to the stakeholder group and clarifies that the President of the Senate and the Speaker of the House are to appoint all members of the stakeholder group and that the first appointed members of the Senate and the House of Representatives are to serve as cochairs of the stakeholder group. This amendment specifies that the representatives of the Department of Education and the State Board of Education are the commissioner and the chair, respectively, or their designees.

Enacted Law Summary

Resolve 2009, chapter 140 establishes a stakeholder group to review the role of the State Board of Education and submit a report and recommendations to the Joint Standing Committee on Education and Cultural Affairs by December 1, 2009. The Joint Standing Committee on Education and Cultural Affairs may introduce legislation to the Second Regular Session of the 124th Legislature.

Resolve 2009, chapter 140 was finally passed as an emergency measure effective June 19, 2009.

LD 1298 An Act To Adjust the Special Education Funding for Minimum Subsidy Receivers

ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
DOSTIE NUTTING J	ONTP	

This bill adjusts the subsidy for special education for those school administrative units that are minimum receivers of state subsidy by reducing the transition percentage for special education costs to 25%.

Joint Standing Committee on Education and Cultural Affairs

LD 1299 An Act To Streamline the Fingerprinting Process

ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
PRESCOTT SULLIVAN	ONTP	

This bill amends current law to allow the fingerprints of a teacher, an educational personnel applicant pursuant to the Maine Revised Statutes, Title 20-A, section 6103 and an applicant for a license for a family foster home to be taken by the sheriffs and chiefs of police in each of the cities and towns. The bill also requires that the sheriffs and chiefs of police be paid for the expenses they incur in fingerprinting an applicant for a license for a family foster home and be reimbursed for the expenses they incur in fingerprinting a teacher or educational personnel applicant from the Criminal History Record Check Fund.

LD 1300 Resolve, To Create a Working Group on the Prevention, Diagnosis and Treatment of Concussive Head Injuries in Student-athletes

RESOLVE 79

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
DOSTIE HOBBINS	OTP-AM	H-319

This bill requires the Commissioner of Education and the Director of the Maine Center for Disease Control and Prevention in the Department of Health and Human Services to develop jointly a program for the prevention, diagnosis and treatment of head and neck injuries for participants in extracurricular activities in all schools. A coach or other person in charge of students engaged in an athletic activity is required to complete the program, which includes training in recognizing head injuries. A student who suffers a loss of consciousness or a concussion during a practice or competition is prohibited from participating further in an extracurricular athletic activity until the student receives authorization from a physician.

Committee Amendment "A" (H-319)

This amendment replaces the bill with a resolve directing the Commissioner of Education to establish a working group on the prevention, diagnosis and treatment of concussive head injuries in student-athletes. The commissioner is required to report the findings and recommendations of the working group to the Joint Standing Committee on Education and Cultural Affairs by March 1, 2010 and the committee is authorized to submit a bill to the Legislature on the issue of concussive head injuries in student-athletes following receipt of the report.

Enacted Law Summary

Resolve 2009, chapter 79 directs the Commissioner of Education to establish a working group on the prevention, diagnosis and treatment of concussive head injuries in student-athletes. The commissioner is required to report the findings and recommendations of the working group to the Joint Standing Committee on Education and Cultural Affairs by March 1, 2010 and the committee is authorized to submit a bill to the Legislature on the issue of concussive head injuries in student-athletes following receipt of the report.

Joint Standing Committee on Education and Cultural Affairs

LD 1319 An Act To Provide Collective Bargaining Protections for Alternative Organizational Structure Employees

ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
CAIN	ONTP	

This bill adds provisions to the school reorganization laws regarding employment and collective bargaining for school units that reorganize as alternative organizational structures and that decide to consolidate employment at the alternative organizational structure level to perform services, programs and functions in addition to administration of those services. These provisions are modeled on similar provisions in the laws that apply to regional school units, which were omitted from the portion of the laws that apply to alternative organizational structures. The bill also adds similar employment and collective bargaining provisions for employees of school unions who are now represented by a bargaining agent, which were also omitted from the school reorganization laws.

LD 1323 An Act To Control the Costs of College Textbooks

ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
LAJOIE BLISS	ONTP	

This bill requires publishers of textbooks and other instructional materials that are provided for use in postsecondary educational institutions in the State to disclose, upon the request of a faculty or staff member, the price of the instructional materials prior to the completion of such orders for instructional materials for a given course. The bill prohibits the practice of bundling, which requires a student purchasing college textbooks and required instructional materials to also purchase other supplemental items that are not required for a given course. The bill also requires postsecondary educational institutions in the State to establish a code of ethics and practice standards for faculty, staff and vendors who order textbooks and other instructional materials.

LD 1324 An Act To Adopt the Interstate Compact on Educational Opportunity for Military Children

PUBLIC 409

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
CROCKETT J MILLS P	OTP-AM	H-318

This bill enacts the Interstate Compact on Educational Opportunity for Military Children.

Committee Amendment "A" (H-318)

This amendment incorporates a fiscal note.

Enacted Law Summary

Public Law 2009, chapter 409 enacts the Interstate Compact on Educational Opportunity for Military Children. The

Joint Standing Committee on Education and Cultural Affairs

interstate compact establishes provisions to facilitate the transition of a child of a military family that transfers from a school in one member state to a school in another member state. The law includes articles for the interstate compact that address the following.

1. Educational records and enrollment;
2. Course placement and educational program placement;
3. Eligibility for participation in extracurricular activities;
4. Procedures to facilitate on-time graduation;
5. Establishment of a state council to coordinate activities of the state education agency, local education agencies and military installations related to the interstate compact provisions;
6. Establishment of the Interstate Commission on Educational Opportunity for Military Children, including member state participation in the interstate commission; and
7. Oversight, enforcement and dispute resolution provisions.

**LD 1325 An Act Regarding Curriculum Requirements and Standards for
Awarding a High School Diploma**

PUBLIC 313

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
SUTHERLAND MITCHELL E	OTP-AM	H-512

This bill amends standards for student assessment, basic school approval, the elementary, middle and secondary courses of study, the comprehensive program of study for the high school diploma and the Department of Education diploma in order to more fully implement the parameters for essential instruction and graduation requirements.

Committee Amendment "A" (H-512)

This amendment accomplishes the following.

1. It amends the provision that elementary and secondary schools provide students with opportunities for learning in multiple pathways by removing the requirement that schools may include opportunities to accelerate learning to meet the needs of individual students and by reinstating the provision that instruction for individual students may include instruction for gifted and talented students.
2. It removes the requirements that secondary schools and junior high schools or middle schools must develop and maintain a personal learning plan for each student.
3. It amends the provision that secondary school students may demonstrate achievement of the parameters for essential instruction and graduation requirements based on evidence documented by course and learning experiences using multiple measures by removing the requirements that student achievement must be based on state-level supported assessments established by the Department of Education or by state-developed rubrics or locally developed rubrics approved by the department.
4. It removes the requirements for transition to a standards-based diploma, including the provisions that a diploma may only be awarded for credit earned in the 4 content areas of English language arts, mathematics, science and

Joint Standing Committee on Education and Cultural Affairs

technology and social studies and for selecting one other area of the 3 content areas of health education and physical education, visual and performing arts or world languages. It also removes the application provision that stated that only a standards-based diploma may be awarded for high school students graduating in 2016 and thereafter.

5. It reinstates the provision in current law that career and technical students may satisfy the 2nd-year math and science, the 2nd-year social studies and the fine arts requirements through separate or integrated study within the career and technical school curriculum, but it removes the provision that all students are deemed to meet the standards in career and education development through integrated learning experiences and activities conducted in other content areas.

6. It removes the transition provision that directed the Department of Education to convene a representative group of stakeholders to further examine the types of assessments and rubrics that can be developed to measure student achievement in all 8 content areas included in the parameters for essential instruction.

7. It directs the Commissioner of Education to convene a work group to develop requirements for awarding high school diplomas that permit school administrative units to award a high school diploma based on standards, credits or a combination of standards and credits. The Commissioner of Education shall present a report to the Joint Standing Committee on Education and Cultural Affairs no later than January 29, 2010. The Joint Standing Committee on Education and Cultural Affairs may report out legislation to the Second Regular Session of the 124th Legislature.

Enacted Law Summary

Public Law 2009, chapter 313 accomplishes the following.

1. It provides that elementary and secondary schools shall provide students with opportunities for learning in multiple pathways that may include the following: career and technical education, alternative education programs, apprenticeships, career academies, advanced placements, online courses, adult education, dual enrollment, or gifted and talented programs.

2. It provides that secondary school students may demonstrate achievement of the parameters for essential instruction and graduation requirements based on evidence documented by course and learning experiences using multiple measures, such as, but not limited to, examinations, quizzes, portfolios, performances, exhibitions and projects.

3. It provides that school administrative units shall, by the 2012-2013 school year, develop and implement a system of interventions for kindergarten to grade 12 that provide each student who is not progressing toward meeting the content standards of the parameters for essential instruction and graduation requirements with different learning experiences or assistance to achieve the standard.

4. It clarifies the basic course of study for junior high schools or middle schools.

5. It repeals outdated provisions and timelines for implementation and makes a number of corrections to cross references to the statutory provisions related to the parameters of essential instruction.

6. It directs the Commissioner of Education to convene a work group to develop requirements for awarding high school diplomas that permit school administrative units to award a high school diploma based on standards, credits or a combination of standards and credits. It also directs the Commissioner of Education to present a report to the Joint Standing Committee on Education and Cultural Affairs no later than January 29, 2010 and provides that the Joint Standing Committee on Education and Cultural Affairs may report out legislation to the Second Regular Session of the 124th Legislature.

Joint Standing Committee on Education and Cultural Affairs

LD 1336 An Act To Preserve School Choice Rights

ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
WESTON	ONTP	

This bill clarifies the obligation and financial responsibility of regional school unit boards of directors for preserving the opportunities for choice of schools for students who reside in a municipality in a regional school unit that was a previous education unit that sent students to another school administrative unit. The bill provides that when one or more member municipalities continue to send students to a school outside of the new regional school unit, the regional school unit is responsible for the tuition expenses for the students who are educated outside of the regional school unit.

LD 1356 An Act To Improve the Ability of the Department of Education To Conduct Longitudinal Data Studies

PUBLIC 448

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MILLS P	OTP-AM	S-301 S-345 DIAMOND

This bill requires the Department of Education to develop and maintain the Maine Statewide Longitudinal Data System. The purpose of this system is to improve the ability of the Department of Education to conduct longitudinal data studies by permitting the use of student social security numbers for the tracking of individual student enrollment history and achievement data over time. Data must be collected and used in compliance with the federal Family Educational Rights and Privacy Act of 1974.

Committee Amendment "A" (S-301)

This amendment replaces the bill. The amendment accomplishes the following.

1. It reallocates the provisions establishing the Maine Statewide Longitudinal Data System from the Maine Revised Statutes, Title 20-A, chapter 606-B to chapter 221, subchapter 1, which pertains to student records.
2. It provides that if the Commissioner of Education requires a school administrative unit to collect and report individual social security numbers, that the school administrative unit must notify parents in the annual notice required under the federal Family Educational Rights and Privacy Act of 1974, "FERPA," that the data is being collected and used for longitudinal data purposes and that the school administrative unit requests that the parent provides written consent to use the child's social security number for the collection of longitudinal data for the parent's child.
3. It provides that the parental notification must include an explanation of the parent's right that the child's social security number is not required as a condition of enrollment and that the child's social security number may not be used for longitudinal data purposes unless the parent provides prior written consent. It also provides that when a student attains 18 years of age, the written consent required of the parent, and the rights accorded to the parent, are thereafter required of and accorded to the student.

Joint Standing Committee on Education and Cultural Affairs

4. It clarifies that personally identifiable information contained in an educational record that is not directory information as defined by FERPA may only be released to other state agencies and postsecondary education institutions under a signed memorandum of understanding in compliance with FERPA.
5. It directs the Commissioner of Education to send an administrative letter to superintendents, principals and school counselors on the establishment of the Maine Statewide Longitudinal Data System, including suggested language to be included in the annual notice to parents required under FERPA that explains a parent's right that the child's social security number is not required as a condition of enrollment and that the child's social security number may not be used for the purposes of the Maine Statewide Longitudinal Data System unless the parent provides prior written consent.

Senate Amendment "A" To Committee Amendment "A" (S-345)

This amendment provides that the Commissioner of Education may not require school administrative units to collect and report individual student social security numbers unless additional federal funding is received to expand the department's current kindergarten to grade 12 longitudinal data system to a statewide system.

Enacted Law Summary

Public Law 2009, chapter 448 requires the Department of Education to develop and maintain the Maine Statewide Longitudinal Data System. The purpose of the system is to improve the ability of the Department of Education to conduct longitudinal data studies by permitting the use of student social security numbers for the tracking of individual student enrollment history and achievement data over time. Data must be collected and used in compliance with the federal Family Educational Rights and Privacy Act of 1974. The law accomplishes the following.

1. It provides that if the Commissioner of Education requires a school administrative unit to collect and report individual social security numbers, that the school administrative unit must notify parents in the annual notice required under the federal Family Educational Rights and Privacy Act of 1974, "FERPA," that the data is being collected and used for longitudinal data purposes and that the school administrative unit requests that the parent provides written consent to use the child's social security number for the collection of longitudinal data for the parent's child.
2. It provides that the parental notification must include an explanation of the parent's right that the child's social security number is not required as a condition of enrollment and that the child's social security number may not be used for longitudinal data purposes unless the parent provides prior written consent. It also provides that when a student attains 18 years of age, the written consent required of the parent, and the rights accorded to the parent, are thereafter required of and accorded to the student.
3. It clarifies that personally identifiable information contained in an educational record that is not directory information as defined by FERPA may only be released to other state agencies and postsecondary education institutions under a signed memorandum of understanding in compliance with FERPA.
4. It directs the Commissioner of Education to send an administrative letter to superintendents, principals and school counselors on the establishment of the Maine Statewide Longitudinal Data System, including suggested language to be included in the annual notice to parents required under FERPA that explains a parent's right that the child's social security number is not required as a condition of enrollment and that the child's social security number may not be used for the purposes of the Maine Statewide Longitudinal Data System unless the parent provides prior written consent.
5. It provides that the Commissioner of Education may not require school administrative units to collect and report

Joint Standing Committee on Education and Cultural Affairs

individual student social security numbers unless additional federal funding is received to expand the department's current kindergarten to grade 12 longitudinal data system to a statewide system.

LD 1362 An Act To Create a Unified Board of Higher Education

**ACCEPTED ONTP
REPORT**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
ROTUNDO BOWMAN	ONTP MAJ OTP MIN	

This bill replaces the Board of Trustees of the University of Maine System, the Board of Trustees of the Maine Community College System and the Board of Trustees of the Maine Maritime Academy with the Board of Trustees of Higher Education to provide a unified body for the governance of those institutions.

Part A makes changes to the law to replace some select references to the individual boards of trustees with the unified board and enacts a new chapter in the Maine Revised Statutes, Title 20-A, with provisions that establish the new unified board.

Part B establishes a transition team to recommend further changes to the law to fully accomplish the transition to the unified board. The transition team will specifically recommend changes to determine the qualifications of trustees and the powers and duties of the unified board in a report to the Joint Standing Committee on Education and Cultural Affairs. The report of the transition team must also recommend changes to the administration or organization and the existing law governing the University of Maine System, the Maine Maritime Academy and the Maine Community College System to ensure that any potential conflicts with the law establishing the new unified board are avoided. The joint standing committee is authorized to submit a bill to the Second Regular Session of the 124th Legislature based upon the report.

LD 1407 An Act To Assess the Physical Education Capacity of Elementary Schools in Maine and To Establish the Obesity and Chronic Disease Fund within the Department of Education

PUBLIC 264

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BERRY MILLS P	OTP-AM MAJ ONTP MIN	H-343

This bill:

1. Creates the Physical Education Program, which encourages elementary schools to implement a vigorous physical activity and physical education program involving equipment, teacher training and student physical assessments;
2. Requires evaluation standards for the Physical Education Program including evaluation of the infrastructure and content of the physical education curriculum of each elementary school in the program and the impact of this curriculum on the school's students and requires the Commissioner of Education to make a statewide assessment of the needs of elementary schools to meet the requirements of the program;
3. Establishes the Obesity and Chronic Disease Fund under the administration of the Department of Health and Human Services to fund the Physical Education Program including equipment, staff training and personnel expenses

Joint Standing Committee on Education and Cultural Affairs

of the schools to implement the program and to provide funds for obesity prevention and promoting healthy school environments; and

4. Requires the Commissioner of Education to explore federal and other funding resources to fund the program.

Committee Amendment "A" (H-343)

This amendment, which is the majority report of the Joint Standing Committee on Education and Cultural Affairs, replaces the bill. The amendment preserves provisions in the bill that require the Commissioner of Education to conduct an assessment of the physical education capacities of elementary schools in the State using a survey or sampling methodology and to report on that assessment to the Joint Standing Committee on Education and Cultural Affairs by February 1, 2010. The amendment also preserves provisions in the bill that establish the Obesity and Chronic Disease Fund, although the fund is transferred by this amendment from the Department of Health and Human Services to the Department of Education. This amendment does not appropriate any funds to the Obesity and Chronic Disease Fund, but expressly allows the fund to receive public or private funds or income from other sources. The Commissioner of Education is not authorized, however, to make any expenditures from the fund prior to July 1, 2010.

The amendment also authorizes the Joint Standing Committee on Education and Cultural Affairs to submit a bill to the Second Regular Session of the 124th Legislature pertaining to physical education in elementary schools in the State after receipt of the assessment of the physical education capacity of elementary schools.

Enacted Law Summary

Public Law 2009, chapter 264 requires the Commissioner of Education to conduct an assessment of the physical education capacities of elementary schools in the State using a survey or sampling methodology and to report on that assessment to the Joint Standing Committee on Education and Cultural Affairs by February 1, 2010. The law also establishes the Obesity and Chronic Disease Fund within the Department of Education to receive public or private funds or income from other sources; however, the Commissioner of Education is not authorized to make any expenditures from the fund prior to July 1, 2010. The law authorizes the Joint Standing Committee on Education and Cultural Affairs to submit a bill to the Second Regular Session of the 124th Legislature pertaining to physical education in elementary schools in the State after receipt of the assessment of the physical education capacity of elementary schools.

LD 1414 An Act To Amend the Laws Governing Spending by School Administrative Units

ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
PINGREE ALFOND	ONTP	

This bill allows a school administrative unit to exceed its maximum state and local spending target under the Essential Programs and Services Funding Act by the higher of 5% over the state and local spending target or an amount equal to the unit's previous year's budget multiplied by the rate of growth of the current year's maximum state and local spending target over the previous year's maximum state and local spending target without having to have the amount approved by referendum. This bill creates new referendum language for a school administrative unit that exceeds its maximum state and local spending target.

Joint Standing Committee on Education and Cultural Affairs

LD 1415 Resolve, To Promote Partnerships between the University of Maine System and the Maine Business Community

**DIED ON
ADJOURNMENT**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
LOVEJOY ALFOND	OTP-AM	H-483

This resolve directs the University of Maine System and the Department of Economic and Community Development to develop a pilot project to provide financial support for developing partnerships between the University of Maine System and Maine's business community and to provide assistance to Maine's business community in developing the skills and expertise needed for Maine's future economic growth.

Committee Amendment "A" (H-483)

This amendment identifies a funding source and specifies that \$40,000 must be allocated to each campus of the University of Maine System in order to implement the pilot project to support the development of partnerships between the University of Maine System and Maine's business community and to provide assistance to Maine's business community in developing the skills and expertise needed for Maine's future economic growth. The amendment also provides that the University of Maine System and the Department of Economic and Community Development shall submit an evaluation of the pilot project to the Legislature by January 15, 2014 instead of 2012 as proposed in the resolve. The amendment also adds an appropriations and allocations section to the resolve.

LD 1438 An Act To Permit Charter Schools in Maine

**DIED BETWEEN
HOUSES**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
DAMON	ONTP MAJ OTP-AM MIN	

This bill establishes a process to authorize the establishment of charter schools in the State.

LD 1443 An Act To Support the Center of Excellence for At-risk Students

**PUBLIC 296
EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MARRACHE	OTP-AM	S-211

This bill establishes the Center of Excellence for At-risk Students to provide a comprehensive, on-site course of instruction for youth at risk of failing or dropping out of school. The center must include a high-quality education, training for parents and public school teachers and research involving education for at-risk youth. The center may be administered by a private, nonprofit charitable corporation organized for educational

Joint Standing Committee on Education and Cultural Affairs

purposes with oversight by the Commissioner of Education and will accept transfers of at-risk public school students. The center will be funded from the Department of Education's allocation for kindergarten to grade 12 education from General Fund revenue sources. The bill directs the Department of Education to arrange with the Good Will-Hinckley school to educate up to 80 students in the 2009-2010 school year and up to 150 students in the 2010-2011 school year.

Committee Amendment "A" (S-211)

This amendment strikes the language in the bill regarding funding and the timeline for implementing the establishment of the Center of Excellence for At-risk Students and inserts provisions directing the Commissioner of Education and the Chief Executive Officer of the Good Will-Hinckley school to jointly develop a plan for funding and a timeline for establishing an approved program for the center. The funding plan and proposed timeline for establishing the center must be transmitted to the Joint Standing Committee on Education and Cultural Affairs, which may introduce any necessary legislation to the Second Regular Session of the 124th Legislature to accomplish these plans. The amendment also provides that rules established for the center are major substantive rules.

Enacted Law Summary

Public Law 2009, chapter 296 establishes the Center of Excellence for At-risk Students to provide a comprehensive, on-site course of instruction for youth at risk of failing or dropping out of school. The center must include a high-quality education, training for parents and public school teachers and research involving education for at-risk youth. The center may be administered by a private, nonprofit charitable corporation organized for educational purposes with oversight by the Commissioner of Education and will accept transfers of at-risk public school students.

The law also directs the Commissioner of Education and the Chief Executive Officer of the Good Will-Hinckley school to jointly develop a plan for funding and a timeline for establishing an approved program for the center. The funding plan and proposed timeline for establishing the center must be transmitted to the Joint Standing Committee on Education and Cultural Affairs, which may introduce any necessary legislation to the Second Regular Session of the 124th Legislature to accomplish these plans.

Public Law 2009, chapter 296 was enacted as an emergency measure effective June 8, 2009.

LD 1446 An Act To Create the Maine Online Learning Program

**PUBLIC 330
EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
ALFOND	OTP-AM	S-273

This bill directs the Department of Education to establish the Maine Online Learning Program, which will provide high-quality educational options for kindergarten to grade 12 students using online learning programs and courses, beginning in the 2009-2010 school year.

Committee Amendment "A" (S-273)

This amendment replaces the bill and directs the Department of Education to establish the Maine Online Learning Program, which will provide high-quality educational options for kindergarten to grade 12 students using online learning programs and courses, beginning no later than June 30, 2010. The amendment accomplishes the following.

1. It clarifies the funding provisions of the bill, including removing the provision directing the Department of Education to establish a master contract agreement with approved online learning providers and requiring local

Joint Standing Committee on Education and Cultural Affairs

school administrative units to enter into cooperative agreements based on the master contract agreement.

2. It requires that all teachers who are employed by the online learning provider and who provide instruction to students must hold a valid teaching certificate in each content area being taught or they must receive approval from the Commissioner of Education to teach in the online learning program.
3. It allows school administrative units to develop agreements to access online learning programs or courses offered by other school administrative units.
4. It requires that the Department of Education consider the accessibility of online programs and materials for individuals with disabilities as part of the department's review of online learning initiatives in other states and jurisdictions.
5. It provides that the online learning program must comply with the State's government information technology accessibility policies and standards.

Enacted Law Summary

Public Law 2009, chapter 330 directs the Department of Education to establish the Maine Online Learning Program, which will provide high-quality educational options for kindergarten to grade 12 students using online learning programs and courses, beginning in the 2009-2010 school year. The law accomplishes the following.

1. It directs the department, in consultation with the State Board of Education, to develop approval criteria and a process for approving online learning providers to implement online learning programs and courses.
2. It provides that, no later than June 30, 2010, the department shall provide school administrative units with a list of providers approved to offer full-time and part-time online learning programs and courses available for kindergarten to grade 12 students in the State.
3. It requires that all teachers who are employed by the online learning provider and who provide instruction to students must hold a valid teaching certificate in each content area being taught or they must receive approval from the Commissioner of Education to teach in the online learning program.
4. It allows school administrative units to develop agreements to access online learning programs or courses offered by other school administrative units.
5. It provides that the online learning program must comply with the State's government information technology accessibility policies and standards.
6. It directs the department to review the online learning initiatives established in other states and jurisdictions, including the best practices established by these online learning initiatives. It provides that, no later than January 1, 2010, the Commissioner of Education shall submit to the Joint Standing Committee on Education and Cultural Affairs a report that contains findings, recommendations and any proposed legislation necessary to further implement online learning programs and courses. It also provides that, following receipt and review of the report, the Joint Standing Committee on Education and Cultural Affairs may submit a bill to the Second Regular Session of the 124th Legislature.

Public Law 2009, chapter 330 was enacted as an emergency measure effective June 9, 2009.

Joint Standing Committee on Education and Cultural Affairs

**LD 1457 An Act To Limit Membership by School Administrative Units in
Certain Interscholastic Organizations**

**ACCEPTED ONTP
REPORT**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
TARDY MITCHELL E	ONTP MAJ OTP MIN	

This bill prohibits a school administrative unit, including any member school in that school administrative unit, from belonging to or supporting an interscholastic organization that limits that school administrative unit from participating in contests, tournaments or games that have no effect on the standings of that school administrative unit.

LD 1486 Resolve, To Establish a Transition Adjustment for Fiscal Year 2009-10

RESOLVE 125

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
WEBSTER GERZOFSKY		

This resolve directs the Commissioner of Education to establish a transition adjustment to minimize any adverse fiscal impact that may be experienced by some municipalities as a result of sudden, severe changes in property fiscal capacity. This adjustment will be available only to a municipality that experiences an increase of 14% or more in property fiscal capacity between the 2007 and the 2008 certified state valuations and that immediately experiences a decrease of 6% or more in property fiscal capacity between the 2008 and the 2009 certified state valuations.

Enacted Law Summary

Resolve 2009, chapter 125 directs the Commissioner of Education to establish a transition adjustment to minimize any adverse fiscal impact that may be experienced by some municipalities as a result of sudden, severe changes in property fiscal capacity. This adjustment will be available only to a municipality that experiences an increase of 14% or more in property fiscal capacity between the 2007 and the 2008 certified state valuations and that immediately experiences a decrease of 6% or more in property fiscal capacity between the 2008 and the 2009 certified state valuations.

**LD 1493 An Act To Clarify the Rights of Bondholders and Noteholders in the
Event a School Administrative Unit with Outstanding Bonds or Notes Is
Dissolved or Is No Longer Authorized by Law**

**PUBLIC 445
EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
ALFOND		S-346 ALFOND

This bill provides that the rights of bondholders or noteholders may not be impaired in the event that legislation is enacted that dissolves a school administrative unit with outstanding indebtedness or in the event that the laws pursuant to which a school administrative unit with outstanding indebtedness is organized and exists are repealed.

Joint Standing Committee on Education and Cultural Affairs

Senate Amendment "A" (S-346)

This amendment adds an emergency preamble and emergency clause to the bill.

Enacted Law Summary

Public Law 2009, chapter 445 provides that the rights of bondholders or noteholders may not be impaired in the event that legislation is enacted that dissolves a school administrative unit with outstanding indebtedness or in the event that the laws pursuant to which a school administrative unit with outstanding indebtedness is organized and exists are repealed.

Public Law 2009, chapter 445 was enacted as an emergency measure effective June 18, 2009.

Joint Standing Committee on Education and Cultural Affairs

SUBJECT INDEX

Administration, Department of Education, State Board, and School Governance

Enacted

LD 245	An Act To Calculate the School Year by Number of Hours	PUBLIC 87 EMERGENCY
LD 698	An Act To Allow School Budget Validation Referenda To Be Held on a Saturday	PUBLIC 98 EMERGENCY
LD 749	Resolve, Directing the Department of Education To Take Measures To Assist Blind and Visually Impaired Students	RESOLVE 29
LD 806	An Act To Authorize Fuel Cost Stabilization Funds To Be Established in School Administrative Units	PUBLIC 104
LD 857	An Act To Validate Certain Proceedings Authorizing the Issuance of Bonds and Notes by School Administrative District No. 32	P & S 4 EMERGENCY
LD 1049	An Act To Encourage Cooperation among School Administrative Units	PUBLIC 154 EMERGENCY
LD 1297	Resolve, To Review Changing the Duties of the State Board of Education	RESOLVE 140 EMERGENCY
LD 1356	An Act To Improve the Ability of the Department of Education To Conduct Longitudinal Data Studies	PUBLIC 448

Not Enacted

LD 610	An Act To Add 10 Days to the School Year and To Require Daily Physical Exercise for All School Children	ONTP
LD 677	An Act To Lower the Cost of State Government in the Departments under the Purview of the Joint Standing Committee on Education and Cultural Affairs	ACCEPTED ONTP REPORT
LD 697	An Act To Stabilize School Heating Costs	ONTP
LD 725	An Act To Protect Student Privacy while Complying with Federal Law	ONTP
LD 1068	An Act To Extend the Summer Tourism Season and Thereby Increase Sales Tax Revenues by Requiring that the School Year in Maine Begin After Labor Day	ACCEPTED ONTP REPORT
LD 1160	An Act To Prohibit a Person from Being Hired in a School Administrative Unit in a Position for Which a Relative Serves in a Supervisory Capacity	ONTP

Adult Education

Not Enacted

LD 521 An Act To Ensure Continued Support for Local Adult Education Programs ONTP

Alternative Education, Charter Schools and School Choice

Enacted

LD 1443 An Act To Support the Center of Excellence for At-risk Students PUBLIC 296
EMERGENCY

LD 1446 An Act To Create the Maine Online Learning Program PUBLIC 330
EMERGENCY

Not Enacted

LD 76 Resolve, To Study the Feasibility of Expanding the Curriculum of the Maine School of Science and Mathematics ONTP

LD 569 An Act Concerning the Maine School of Science and Mathematics LEAVE TO
WITHDRAW

LD 1295 An Act To Establish the Middle School of Science and Mathematics ONTP

LD 1336 An Act To Preserve School Choice Rights ONTP

LD 1438 An Act To Permit Charter Schools in Maine DIED BETWEEN
HOUSES

Career and Technical Education

Enacted

LD 92 An Act Pertaining to the Quality Child Care Education Scholarship Fund PUBLIC 22
EMERGENCY

Cultural Affairs

Enacted

LD 2 An Act To Provide Rule-making Authority to the Maine Library Commission PUBLIC 2

LD 266 An Act To Preserve Statewide Public Broadcasting PUBLIC 62

Not Enacted

LD 1077 Resolve, To Establish the Commission To Establish The Maine Academy of Living Treasures ONTP

Curriculum, Instruction, Textbooks and Testing

Enacted

LD 161	An Act To Amend the Special Education, School Health and School Nutrition Laws Regarding Scoliosis Screening, the School Lunch Program, Transitional Services, Gifted and Talented Education Programs and the Maine Mentoring Partnership Grant Program	PUBLIC 147
LD 1027	Resolve, To Examine Concepts and Competencies from Family and Consumer Science for Achieving Educational Goals	RESOLVE 105
LD 1101	Resolve, To Understand and Assist in Efforts To Promote Science, Technology, Engineering and Math Education	RESOLVE 98
LD 1178	Resolve, Regarding Legislative Review of Portions of Chapter 131: The Maine Federal, State, and Local Accountability Standards, a Major Substantive Rule of the Department of Education	RESOLVE 117 EMERGENCY
LD 1325	An Act Regarding Curriculum Requirements and Standards for Awarding a High School Diploma	PUBLIC 313
LD 1407	An Act To Assess the Physical Education Capacity of Elementary Schools in Maine and To Establish the Obesity and Chronic Disease Fund within the Department of Education	PUBLIC 264

Not Enacted

LD 98	Resolve, To Direct the Department of Education and the Department of Health and Human Services To Require the Teaching of Mental Health Awareness in Middle Schools Based on a National Curriculum	ONTP
LD 128	An Act To Require the Teaching of Agricultural Studies in Maine's Schools	ONTP
LD 357	An Act To Require the Teaching of Acadian History as Part of Maine History	ACCEPTED ONTP REPORT
LD 422	An Act To Include the Study of Franco-American History in the System of Learning Results	ACCEPTED ONTP REPORT
LD 678	An Act To Provide Middle School Students with Access to Innovative Science Education	ONTP
LD 1163	Resolve, To Reduce Childhood Obesity in Schools by Adding to the Physical Education Curriculum	ACCEPTED ONTP REPORT
LD 1323	An Act To Control the Costs of College Textbooks	ONTP

Education - Other

Enacted

LD 100	Resolve, To Direct the Department of Education and the Department of Health and Human Services To Implement Strategies To Increase the Provision of Oral Health Screenings to Preschool Children and Children Entering School	RESOLVE 67
LD 1036	An Act To Amend the Education Laws Regarding the State Board of Education's Degree-granting Authority, the Telecommunications Education Access Fund and Certain Definitions and Programs	PUBLIC 274
LD 1140	Resolve, Directing the Department of Education and the Department of Agriculture, Food and Rural Resources To Convene a Work Group To Strengthen Farm-to-school Efforts in the State	RESOLVE 106 EMERGENCY
LD 1300	Resolve, To Create a Working Group on the Prevention, Diagnosis and Treatment of Concussive Head Injuries in Student-athletes	RESOLVE 79
LD 1324	An Act To Adopt the Interstate Compact on Educational Opportunity for Military Children	PUBLIC 409

Not Enacted

LD 96	An Act To Authorize the Implementation of Modified School Year Calendars	ONTP
LD 136	An Act To Require the Provision of Unstructured Recess Time for Elementary School Students	ONTP
LD 248	An Act To Transfer Authority for School Food Service Programs to the Department of Agriculture, Food and Rural Resources	ONTP
LD 735	An Act To Allow Unimmunized Children to Attend School Upon Parental Waiver	ONTP
LD 1457	An Act To Limit Membership by School Administrative Units in Certain Interscholastic Organizations	ACCEPTED ONTP REPORT

Postsecondary Education Finance and Student Aid

Enacted

LD 118	An Act To Further Facilitate the Provision of Educational Loans for Maine Students and Families	PUBLIC 83 EMERGENCY
LD 177	An Act To Modify the Maine Dental Education Loan Program	PUBLIC 8 EMERGENCY
LD 206	Resolve, To Fund the Nursing Education Loan Repayment Program	RESOLVE 11 EMERGENCY
LD 711	An Act To Authorize the Social Work Education Loan Repayment Program	PUBLIC 427

LD 853	An Act To Encourage Maine Residents To Attend Medical School and Practice in Maine	PUBLIC 410 EMERGENCY
LD 856	An Act To Ensure the Availability of Supplemental Educational Loans	PUBLIC 40 EMERGENCY
LD 1090	An Act To Provide a Waiver of the Tuition Remaining after the Application of Federal Department of Veterans Affairs Payments to Veterans Eligible for Benefits under the Post-9/11 Veterans Educational Assistance Act of 2008	PUBLIC 443

Not Enacted

LD 352	An Act To Encourage Veterinary Practice in Maine	
LD 470	An Act To Sustain Nursing Education in Lincoln County	
LD 773	An Act To Increase Funding for Higher Education	DIED IN CONCURRENCE
LD 1415	Resolve, To Promote Partnerships between the University of Maine System and the Maine Business Community	DIED ON ADJOURNMENT

Postsecondary Education Governance and Coordination

Enacted

LD 318	An Act Regarding Rockport College	P & S 9 EMERGENCY
LD 520	An Act Authorizing Colleges and Universities To Regulate Public Safety on Their Campuses	PUBLIC 170
LD 984	Resolve, To Establish a Pilot Program To Provide Greater Cooperation and Coordination between the University of Maine System and the Maine Community College System	RESOLVE 28

Not Enacted

LD 97	Resolve, Directing the Maine Community College System, the University of Maine System and the Department of Education To Develop a Plan To Enable High School Students To Achieve a Seamless Transition to Higher Education	ONTP
LD 231	Resolve, Directing the Chancellor of the University of Maine System and the President of the Maine Community College System To Develop Recommendations To Address the Professional Needs of State Employees	ONTP
LD 571	An Act To Protect College Students from Predatory Marketing and Lending Practices	ONTP
LD 963	Resolve, Directing the University of Maine System To Self-transition Its Educational Broadband Service from Analog to Digital	ONTP

LD 1141	An Act To Add a Member from Castine to the Board of Trustees of the Maine Maritime Academy	ONTP
LD 1161	An Act To Require That Universities within the University of Maine System Accept Credits Earned at Other Universities within the System	ONTP
LD 1362	An Act To Create a Unified Board of Higher Education	ACCEPTED ONTP REPORT

Safe Schools and Student Conduct

Enacted

LD 1105	Resolve, To Facilitate Training and Education on Dating Violence Prevention	RESOLVE 99
---------	---	------------

Not Enacted

LD 933	An Act To Prohibit Cyberbullying	ONTP
--------	----------------------------------	------

School Budgets

Not Enacted

LD 750	An Act To Exempt Certain Municipalities from the Requirement To Hold Referenda on School Budgets	ONTP
LD 1283	An Act To Reform the School Budget Validation Process	ONTP
LD 1414	An Act To Amend the Laws Governing Spending by School Administrative Units	ONTP

School Construction, Facilities and Buses

Enacted

LD 79	Resolve, Regarding Legislative Review of Portions of Chapter 61: State Board of Education Rules for Major Capital School Construction Projects, a Major Substantive Rule of the Department of Education	RESOLVE 142 EMERGENCY
-------	---	--------------------------

Not Enacted

LD 358	Resolve, Requiring the Department of Education To Amend Rules Relating to School Construction	ONTP
LD 364	An Act To Eliminate Schools' Responsibility for Transportation of Preschool Students	DIED IN CONCURRENCE
LD 465	An Act To Amend Maine's School Construction Laws To Reduce the Percentage for Art to 0.5%	ONTP

School District Reorganization

Enacted

LD 285	An Act To Amend the Laws Governing the Consolidation of School Administrative Units To Delay All Penalties for One Year	PUBLIC 455 EMERGENCY
LD 467	An Act To Exempt School Administrative District 12, School Union 37 and School Union 60 from the Laws Requiring School Administration Consolidation	P & S 19 EMERGENCY
LD 1493	An Act To Clarify the Rights of Bondholders and Noteholders in the Event a School Administrative Unit with Outstanding Bonds or Notes Is Dissolved or Is No Longer Authorized by Law	PUBLIC 445 EMERGENCY

Not Enacted

LD 95	An Act To Eliminate Penalties for Nonconforming School Administrative Units	INDEF PP
LD 115	An Act To Repeal the Laws Governing Consolidation of School Administrative Units	INDEF PP
LD 158	An Act To Allow an Alternative Organizational Structure To Act as a Fiscal Agent for Each Member or Municipality in That Alternative Organizational Structure	ONTP
LD 159	An Act To Provide an Administrative Structure for a School Administrative Unit That Does Not Join a Regional School Unit or an Alternative Organizational Structure	ONTP
LD 160	An Act To Require the Department of Education To Provide an Accounting of School Subsidy Based on Individual Members in a Regional School Unit or Alternative Organizational Structure	
LD 174	An Act Regarding School Consolidation	ONTP
LD 188	An Act To Establish a Moratorium on School Administrative Regionalization	ACCEPTED ONTP REPORT
LD 189	An Act To Exempt School Union No. 60 from the Laws Requiring School Administrative Unit Consolidation	ONTP
LD 475	An Act Regarding the Reorganization of Regional School Units and Allowing a Municipality To Opt Out of an Existing School Structure	ONTP
LD 570	An Act To Improve the Laws Governing the Consolidation of School Administrative Units	
LD 635	An Act To Provide Additional Time to Certain School Administrative Units To Comply with School Administrative Unit Reorganization Laws	INDEF PP
LD 778	An Act To Exempt Certain Isolated Rural Communities from the Minimum Student Enrollment Requirements in the Laws Governing the Reorganization of School Administrative Units	ONTP

LD 816	An Act To Authorize the Commissioner of Education To Issue Separate Subsidy Checks to Each Municipality in an Alternative Organizational Structure	ONTP
LD 977	An Act To Repeal the School District Consolidation Laws	DIED BETWEEN HOUSES
LD 1037	An Act To Require the Department of Education To Provide Certain Information to Individual Communities of Alternative Organizational Structures	ONTP
LD 1097	An Act To Improve Alternative Organizational Structures by Requiring the Department of Education To Provide Them with Estimated Allocations	ONTP
LD 1129	An Act To Permit Efficient School Districts To Opt Out of Consolidation	ONTP
LD 1203	An Act To Allow Certain School Units To Reorganize without Meeting Minimum Student Population Requirements without Being Penalized	ONTP
LD 1226	An Act To Eliminate the Opt-out Penalty for Consolidation of Schools if a School Administrative Unit Forms an Alternative Organizational Structure	ACCEPTED ONTP REPORT
LD 1287	An Act To Amend the Laws Governing Consolidation of School Administrative Units To Eliminate Penalties, Establish Incentives and Allow Alternative Voting Procedures for Budgets	ONTP
LD 1319	An Act To Provide Collective Bargaining Protections for Alternative Organizational Structure Employees	ONTP

School Finance

Enacted

LD 1126	An Act To Limit the Scope of Miscellaneous Costs within the General Purpose Aid for Local Schools Appropriation	PUBLIC 275
LD 1225	Resolve, To Review the Adjustments in the School Funding Formula Related to School Administrative Units That Are Eligible for the Minimum State Share of Their Total Allocation	RESOLVE 95
LD 1486	Resolve, To Establish a Transition Adjustment for Fiscal Year 2009-10	RESOLVE 125

Not Enacted

LD 190	Resolve, Directing the Department of Education To Convene a Stakeholders Group To Analyze the School Funding Formula	ONTP
LD 551	An Act To Improve the Essential Programs and Services Funding Formula	
LD 636	An Act To Control Education Administrative Costs	ONTP

LD 818	An Act To Improve Transparency in the School Funding Formula	ONTP
LD 1221	An Act To Remove the Local Requirement for Education Funding	ONTP
LD 1227	An Act To Equalize the Regional Salary Cost Index under the School Funding Formula	ONTP
LD 1298	An Act To Adjust the Special Education Funding for Minimum Subsidy Receivers	ONTP

Special Education Programs and Finance

Enacted

LD 77	Resolve, Regarding Legislative Review of Portions of Chapter 181: Child Development Services System: Regional Provider Advisory Boards, a Major Substantive Rule of the Department of Education	RESOLVE 2 EMERGENCY
LD 78	Resolve, Regarding Legislative Review of Portions of Chapter 182: Formula for Distribution of Funds to Child Development Services Regional Sites, a Major Substantive Rule of the Department of Education	RESOLVE 87 EMERGENCY
LD 489	Resolve, Regarding Continuity of Care in the Child Development Services System	RESOLVE 113 EMERGENCY
LD 866	Resolve, To Examine Data Discrepancies and Adequately Identify and Serve Children with Brain Injuries	RESOLVE 112
LD 1280	Resolve, To Provide a Program Model for Children with Autism Spectrum Disorder	RESOLVE 100

Not Enacted

LD 523	Resolve, Directing the Department of Health and Human Services and the Department of Education To Enter into a Memorandum of Understanding Regarding Early Childhood Intervention	ACCEPTED ONTP REPORT
LD 1096	An Act To Protect School Children from Dangerous or Abusive Restraint and Seclusion	ACCEPTED ONTP REPORT
LD 1106	Resolve, To Establish a Schoolchildren's Well-being Stakeholder Group	ONTP

Teachers and Administrators

Enacted

LD 268	Resolve, Regarding Legislative Review of Portions of Chapter 115: Certification, Authorization, and Approval of Education Personnel, Part I and Part II, a Major Substantive Rule of the Department of Education	RESOLVE 12 EMERGENCY
--------	--	-------------------------

LD 522	Resolve, To Establish the Study Commission Regarding Teachers' Compensation	RESOLVE 138 EMERGENCY
LD 1104	An Act To Require the Convening of the Professional Standards Board	PUBLIC 157 EMERGENCY
LD 1191	An Act To Improve Teacher Confidentiality Laws	PUBLIC 331
LD 1277	Resolve, To Encourage Alternative Compensation Models for Teachers and School Administrators	RESOLVE 109
<u>Not Enacted</u>		
LD 817	An Act Concerning Teacher Salaries	ONTP
LD 864	An Act To Provide for the Certification of Teachers in a Critical Teacher Shortage Area	ONTP
LD 1162	An Act To Amend the Laws Governing Teacher Certification Interns	ONTP
LD 1299	An Act To Streamline the Fingerprinting Process	ONTP

LD INDEX

LD #		Page #
LD 2	-----	Page 1
LD 76	-----	Page 1
LD 77	-----	Page 1
LD 78	-----	Page 2
LD 79	-----	Page 2
LD 92	-----	Page 3
LD 95	-----	Page 3
LD 96	-----	Page 3
LD 97	-----	Page 4
LD 98	-----	Page 4
LD 100	-----	Page 5
LD 115	-----	Page 5
LD 118	-----	Page 6
LD 128	-----	Page 6
LD 136	-----	Page 7
LD 158	-----	Page 7
LD 159	-----	Page 7
LD 160	-----	Page 8
LD 161	-----	Page 8
LD 174	-----	Page 9
LD 177	-----	Page 10
LD 188	-----	Page 10
LD 189	-----	Page 10
LD 190	-----	Page 11
LD 206	-----	Page 11
LD 231	-----	Page 12
LD 245	-----	Page 12
LD 248	-----	Page 13
LD 266	-----	Page 13
LD 268	-----	Page 14
LD 285	-----	Page 14
LD 318	-----	Page 15
LD 352	-----	Page 15
LD 357	-----	Page 16
LD 358	-----	Page 16
LD 364	-----	Page 16
LD 422	-----	Page 17
LD 465	-----	Page 17
LD 467	-----	Page 17
LD 470	-----	Page 18
LD 475	-----	Page 18
LD 489	-----	Page 18
LD 520	-----	Page 19
LD 521	-----	Page 20
LD 522	-----	Page 20
LD 523	-----	Page 21
LD 551	-----	Page 22
LD 569	-----	Page 22
LD 570	-----	Page 22
LD 571	-----	Page 23
LD 610	-----	Page 23
LD 635	-----	Page 23
LD 636	-----	Page 24
LD 677	-----	Page 24

LD 678	-----	Page 24
LD 697	-----	Page 25
LD 698	-----	Page 25
LD 711	-----	Page 25
LD 725	-----	Page 26
LD 735	-----	Page 26
LD 749	-----	Page 27
LD 750	-----	Page 27
LD 773	-----	Page 27
LD 778	-----	Page 28
LD 806	-----	Page 28
LD 816	-----	Page 29
LD 817	-----	Page 29
LD 818	-----	Page 29
LD 853	-----	Page 30
LD 856	-----	Page 31
LD 857	-----	Page 32
LD 864	-----	Page 33
LD 866	-----	Page 33
LD 933	-----	Page 33
LD 963	-----	Page 34
LD 977	-----	Page 34
LD 984	-----	Page 34
LD 1027	-----	Page 35
LD 1036	-----	Page 36
LD 1037	-----	Page 37
LD 1049	-----	Page 37
LD 1068	-----	Page 39
LD 1077	-----	Page 40
LD 1090	-----	Page 40
LD 1096	-----	Page 41
LD 1097	-----	Page 41
LD 1101	-----	Page 41
LD 1104	-----	Page 42
LD 1105	-----	Page 43
LD 1106	-----	Page 43
LD 1126	-----	Page 44
LD 1129	-----	Page 44
LD 1140	-----	Page 45
LD 1141	-----	Page 45
LD 1160	-----	Page 46
LD 1161	-----	Page 46
LD 1162	-----	Page 46
LD 1163	-----	Page 46
LD 1178	-----	Page 47
LD 1191	-----	Page 47
LD 1203	-----	Page 48
LD 1221	-----	Page 48
LD 1225	-----	Page 48
LD 1226	-----	Page 49
LD 1227	-----	Page 49
LD 1277	-----	Page 50
LD 1280	-----	Page 50
LD 1283	-----	Page 51

LD 1287	-----	Page 51
LD 1295	-----	Page 51
LD 1297	-----	Page 52
LD 1298	-----	Page 52
LD 1299	-----	Page 53
LD 1300	-----	Page 53
LD 1319	-----	Page 54
LD 1323	-----	Page 54
LD 1324	-----	Page 54
LD 1325	-----	Page 55
LD 1336	-----	Page 57
LD 1356	-----	Page 57
LD 1362	-----	Page 59
LD 1407	-----	Page 59
LD 1414	-----	Page 60
LD 1415	-----	Page 61
LD 1438	-----	Page 61
LD 1443	-----	Page 61
LD 1446	-----	Page 62
LD 1457	-----	Page 64
LD 1486	-----	Page 64
LD 1493	-----	Page 64