

STATE OF MAINE  
129<sup>TH</sup> LEGISLATURE  
FIRST REGULAR SESSION



Summaries of bills, adopted amendments and laws enacted or finally passed

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

August 2019

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***Joint Standing Committee on Education and Cultural Affairs***

**LD 14      An Act To Improve Science and Engineering Education for Maine's Students      ONTP**

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

This bill requires the Department of Education to include the so-called Next Generation Science Standards for kindergarten to grade 12 in the State's system of learning results and assessment and directs the Commissioner of Education to amend Department of Education rules on or before December 31, 2019 in order to include the science standards as part of the State's system of learning results and assessment beginning with the 2021-2022 school year.

The Next Generation Science Standards were included in LD 283, Resolve, Regarding Legislative Review of Chapter 132: Learning Results: Parameters for Essential Instructions, a Major Substantive Rule of the Department of Education, which was finally passed as Resolve 2019, chapter 12.

**LD 29      Resolve, To Implement the Recommendations of the Task Force To Address the Opioid Crisis in the State by Establishing a Work Group To Develop Educational Programming for Prevention of Substance Use and Substance Use Disorders among Youth and Adolescents      ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MCCREIGHT J GRATWICK G	ONTP	

This resolve is based on recommendations of the Task Force To Address the Opioid Crisis in the State, which submitted its report to the Legislature in December 2017. The resolve requires the Department of Education to establish a work group to evaluate existing substance use prevention programs targeting school-age children, investigate prevention programs that have proven effective in other areas of the United States or in other countries, identify funding resources and determine how prevention programs should be incorporated into education curricula. The work group must include representatives of educational, law enforcement and public health organizations. The department is required to submit a report of the findings of the work group no later than January 1, 2020 to the joint standing committee of the Legislature having jurisdiction over education matters.

**LD 55      An Act To Return the Normal Cost of Teacher Retirement to the State      ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
STEARNS P JACKSON T	ONTP	

This bill changes the method for funding teacher retirement costs. It repeals those provisions of law enacted pursuant to Public Law 2013, chapter 368 that require school administrative units and private schools to pay for teacher retirement.

*Joint Standing Committee on Education and Cultural Affairs*

**LD 63      An Act To Improve Responsiveness of Elected School Boards to the Public**

**Accepted Majority (ONTP) Report**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
ARATA A CYRWAY S	ONTP OTP	

This bill adds that one of the duties of a school board is to be accountable to the residents who live within the boundaries of the school board’s district, who are the school board’s constituents.

**LD 92      An Act To Amend Educator Evaluation Requirements**

**PUBLIC 27**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MCCREA D HERBIG E	OTP-AM OTP-AM	H-18

This bill clarifies that the use of student learning and growth data to inform instruction is included as part of the multiple measures of educator effectiveness. The bill also requires the Department of Education to submit a provisionally adopted rule to the Legislature by January 10, 2020.

**Committee Amendment "A" (H-18)**

This amendment, which is the majority report of the committee, clarifies that a school administrative unit is not required to use student growth measures in educator evaluation requirements and provides that the effective date of the provisions in the legislation that remove the requirement regarding student growth and learning systems is September 1, 2021. This amendment also requires that a school administrative unit's steering committee on the elements of the school administrative unit's performance evaluation and professional growth system must include a majority of teachers chosen by the school administrative unit's local union and that any revisions to the performance evaluation and professional growth system made by the steering committee must be reached by consensus.

**Committee Amendment "B" (H-19)**

This amendment is the minority report of the committee. It strikes and replaces the bill with a resolve directing the Department of Education to revise the Maine Educational Assessment so that it accurately reflects measurements of student learning and growth. The department is required to consult with teachers and administrators and local steering committees in revising the assessment. The revised assessment must be designed to provide data and performance metrics that will be used as a measure of performance of English language arts and mathematics teachers and may be designed to provide data and performance metrics to be used as a measure of performance in other content areas.

This amendment was not adopted.

**Enacted Law Summary**

Public Law 2019, chapter 27 clarifies that a school administrative unit is not required to use student growth measures in educator evaluation requirements beginning September 1, 2021. It also requires that a school administrative unit's steering committee on the elements of the school administrative unit's performance evaluation and professional growth system must include a majority of teachers chosen by the school administrative unit's local union and that any revisions to the performance evaluation and professional growth system made by the steering committee must be reached by consensus.

*Joint Standing Committee on Education and Cultural Affairs*

**LD 97      Resolve, Regarding Legislative Review of Portions of Chapter 38:  
Suicide Awareness and Prevention in Maine Public Schools, a Major  
Substantive Rule of the Department of Education**

**RESOLVE 14  
EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
	OTP-AM	H-45

This resolve provides for legislative review of portions of Chapter 38: Suicide Awareness and Prevention in Maine Public Schools, a major substantive rule of the Department of Education.

**Committee Amendment "A" (H-45)**

This amendment provides that final adoption of portions of Chapter 38: Suicide Awareness and Prevention in Maine Public Schools, a provisionally adopted major substantive rule of the Department of Education, is authorized only if the department incorporates certain specific amendments to the rule prior to final adoption.

**Enacted Law Summary**

Resolve 2019, chapter 14 provides that final adoption of portions of Chapter 38: Suicide Awareness and Prevention in Maine Public Schools, a provisionally adopted major substantive rule of the Department of Education, is authorized only if the department incorporates certain specific amendments to the rule prior to final adoption.

Resolve 2019, chapter 14 was finally passed as an emergency measure effective April 22, 2019.

**LD 98      Resolve, Regarding Legislative Review of Portions of Chapter 122:  
Grant Application and Award Procedure: Fund for the Efficient  
Delivery of Educational Services, a Major Substantive Rule of the  
Department of Education**

**RESOLVE 8  
EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
	OTP-AM	H-3

This resolve provides for legislative review of portions of Chapter 122: Grant Application and Award Procedure: Fund for the Efficient Delivery of Educational Services, a major substantive rule of the Department of Education.

**Committee Amendment "A" (H-3)**

This amendment provides that final adoption of portions of Chapter 122: Grant Application and Award Procedure: Fund for the Efficient Delivery of Educational Services, a provisionally adopted major substantive rule of the Department of Education, is authorized only if the department amends the rule regarding the scoring of applications and clarifying that the replication of a project of similar scope or service previously funded by an award from the fund is permissible by a new applicant and partners.

**Enacted Law Summary**

Resolve 2019, chapter 8 authorizes the final adoption of portions of Chapter 122: Grant Application and Award Procedure: Fund for the Efficient Delivery of Educational Services, which was a provisionally adopted major substantive rule of the Department of Education, with clarifying amendments regarding the scoring of applications and funding of previously funded projects with new applicants and partners.

Resolve 2019, chapter 8, was finally passed as an emergency measure effective March 25, 2019.

*Joint Standing Committee on Education and Cultural Affairs*

**LD 103      An Act To Ensure the Integrity of For-profit Colleges and Universities**

**PUBLIC 157**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
VITELLI E HEPLER A	OTP-AM ONTP	S-83

This bill requires annual review of for-profit colleges by the State Board of Education to ensure that they are meeting adequate educational standards. If the board finds that a for-profit college is not meeting the standards, the board may terminate the degree-granting authority of the for-profit college.

**Committee Amendment "A" (S-83)**

This amendment is the majority report of the committee and clarifies that the bill applies to for-profit universities as well as colleges and expands the definition of "for-profit college or university" to include a postsecondary institution that is regulated by the Department of Education or the State Board of Education, is eligible to participate in federal student aid programs and is operated by a private, for-profit business. The amendment requires the Commissioner of Education, instead of the State Board of Education, to review a for-profit college or university and adds a requirement that student support services, including the process by which student complaints are handled, be reviewed by the Commissioner of Education to determine whether adequate educational standards are being met by a for-profit college or university.

**Enacted Law Summary**

Public Law 2019, chapter 157 requires the Department of Education to conduct an annual review of for-profit colleges, which are defined as a postsecondary institutions that are regulated by the Department of Education, are eligible to participate in federal student aid programs and are operated by a private, for-profit business, to ensure that they are meeting adequate educational standards. If the department finds that a for-profit college is not meeting the standards, the department may terminate the degree-granting authority of the for-profit college.

**LD 135      An Act To Appropriate Funds To Provide Sea Protection and Public  
Access to the Historic Whaleback Lighthouse in Kittery**

**Died Between  
Houses**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
RYKERSON D LAWRENCE M	OTP-AM ONTP	

This bill provides a one-time General Fund appropriation of \$150,000 to the Department of Administrative and Financial Services for the Whaleback Lighthouse in Kittery to construct a breakwater, dock and gangway.

**Committee Amendment "A" (H-4)**

This amendment, which is the majority report of the committee, incorporates a fiscal note.

This amendment was not adopted.

*Joint Standing Committee on Education and Cultural Affairs*

**LD 136      An Act To Establish a Special Education Circuit Breaker  
Reimbursement Program**

**CARRIED OVER**

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

This bill establishes the special education circuit breaker reimbursement program, in which the Department of Education reimburses school administrative units, for a student whose eligible special education costs exceed four times the statewide EPS per-pupil rate, 75% of the amount of the special education costs that are above four times the statewide EPS per-pupil rate. The bill requires the department to distribute reimbursements to eligible school administrative units on a quarterly basis, and the reimbursements must be deposited in a separate revolving account that may be spent only on approved special education services.

This bill was carried over to any special or regular session, or both, of the 129th Legislature by joint order, H.P. 1322.

**LD 137      An Act To Make the Maine Learning Technology Initiative More  
Cost-effective**

**ONTP**

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

This bill is a concept draft pursuant to Joint Rule 208. This bill proposes to enact measures designed to make the Department of Education's Maine Learning Technology Initiative, or "MLTI," more cost-effective for schools and for the State, thus allowing participation by increased numbers of students. The cost-saving measures may include, but are not limited to, eliminating the ability of school administrative units to choose higher-cost technology options.

**LD 150      An Act To Improve Attendance at Public Elementary Schools**

**PUBLIC 235**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
LIBBY N	OTP-AM	S-35

This bill provides that unless a person five years of age or older and under seven years of age who is enrolled in a public day school withdraws from the school, the person is required to attend the school during the time it is in session. It provides that students who are at least five years of age and have not completed grade six and are enrolled in a public day school are subject to the same provisions regarding truancy as students who are at least seven years of age and have not completed grade six who are required to attend a public day school. It provides that a person five years of age or older and under seven years of age is not required to meet the alternatives to attendance requirements set forth in the Maine Revised Statutes, Title 20-A, section 5001-A, subsection 3.

**Committee Amendment "A" (S-35)**

This amendment clarifies that the provisions of the bill relating to persons attending schools outside of the unorganized territory also apply to a person who resides in the unorganized territory. The amendment provides that unless a person in the unorganized territory five years of age or older and under seven years of age who is enrolled in a public day school withdraws from the school, the person is required to attend the school during the time it is in

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session. It provides that students in the unorganized territory who are at least five years of age and have not completed grade six and are enrolled in a public day school are subject to the same provisions regarding truancy as students who are at least seven years of age and have not completed grade six who are required to attend a public day school. It provides that a person in the unorganized territory five years of age or older and under seven years of age is not required to meet the alternatives to attendance requirements set forth in the Maine Revised Statutes, Title 20-A, section 3271, subsection 2.

### **Enacted Law Summary**

Public Law 2019, chapter 235 provides that unless a person five years of age or older and under seven years of age who is enrolled in a public day school withdraws from the school, the person is required to attend the school during the time it is in session. The law also applies to a person who resides in the unorganized territory.

The law also provides that students who are at least five years of age and have not completed grade six and are enrolled in a public day school are subject to the same provisions regarding truancy as students who are at least seven years of age and have not completed grade six who are required to attend a public day school. The law provides that a person five years of age or older and under seven years of age who resides outside the unorganized territory is not required to meet the alternatives to attendance requirements set forth in the Maine Revised Statutes, Title 20-A, section 5001-A, subsection 3 and a person in the unorganized territory five years of age or older and under seven years of age is not required to meet the alternatives to attendance requirements set forth in the Maine Revised Statutes, Title 20-A, section 3271, subsection 2.

Compare LD 151, which was enacted as Public Law 2019, chapter 508.

Public Law 2019, chapter 508 amended Public Law 2019, chapter 235 to avoid the enactment of conflicting statutory provisions by changing the age at which children must begin attending school from five years of age to six years of age.

### **LD 151      An Act To Align State Law with Current Practice Regarding Required School Attendance**

**PUBLIC 508**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MILLETT R KORNFIELD V	OTP-AM ONTP	S-30 S-324    BREEN C

This bill changes the age at which children are required to begin attending school from seven years of age to six years of age.

#### **Committee Amendment "A" (S-30)**

This amendment, which is the majority report of the committee, requires the Commissioner of Education to provisionally adopt amendments to the Department of Education rule Chapter 125: Basic Approval Standards: Public Schools and School Administrative Units to address developmentally appropriate educational practices for kindergarten to grade two.

#### **Senate Amendment "A" To Committee Amendment "A" (S-324)**

In order to avoid the enactment of conflicting statutory provisions, this amendment amends recently chaptered law regarding the age at which children must begin attending school to be consistent with the bill's establishment of that age as six years of age.

### **Enacted Law Summary**

Public Law 2019, chapter 508 changes the age at which children are required to begin attending school from seven years of age to six years of age. Public Law 2019, chapter 508 also amended Public Law 2019, chapter 235 (see LD

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150) to avoid the enactment of conflicting statutory provisions by changing the age at which children must begin attending school from five years of age (in Public Law 2019, chapter 235) to six years of age.

**LD 155      An Act To Ensure Transparency in College Costs      ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MIRAMANT D DOUDERA V	ONTP	

This bill prohibits a postsecondary institution from assessing a student fees unless the institution uses the standardized financial aid offer form developed by the Commissioner of Education. The bill directs the Commissioner of Education to develop a standard format for written and electronic financial aid offers to students enrolled or accepted for enrollment in a postsecondary institution. The bill specifies that the standardized financial aid offer form must clearly identify each student fee to be paid to the postsecondary institution.

**LD 160      An Act To Add Instruction in Personal Finance to the Statewide System of Learning Results      Accepted Majority (ONTP) Report**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
POULIOT M FECTEAU J	ONTP OTP-AM	

This bill requires the Department of Education to add instruction in personal finance to the statewide system of learning results and to adopt rules accordingly.

**Committee Amendment "A" (S-16)**

This amendment, which is the minority report of the committee, adds an appropriations and allocations section.

Instruction in personal finance was included in LD 283, Resolve, Regarding Legislative Review of Portions of Chapter 132: Learning Results: Parameters for Essential Instruction, a Major Substantive Rule of the Department of Education, which was finally passed as Resolve 2019, chapter 12.

This amendment was not adopted.

**LD 161      An Act To Increase Access to Career and Technical Education      ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
WOODSOME D SAMPSON H	ONTP	

This bill is a concept draft pursuant to Joint Rule 208. This bill proposes to enact measures designed to increase access to career and technical education.

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**LD 167      An Act To Prevent Food Shaming in Maine's Public Schools**

**PUBLIC 54**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
DODGE J MILLETT R	OTP-AM	H-91

This bill does the following.

1. It requires a public school that provides free and reduced-price meals or other meals to students pursuant to the Maine Revised Statutes, Title 20-A, chapter 223, subchapter 7 or otherwise provides to students meals eligible for reimbursement under a program administered by the United States Department of Agriculture to provide such a meal to a student who requests the meal and is otherwise eligible for the meal regardless of the student's inability to pay for the school meal or failure in the past to pay for school meals. It also requires the school to take certain actions to assist the parent or guardian of a student who requests such a meal.
2. It prohibits a public school from punishing a student in certain ways solely because of the student's inability to pay for a meal or because of any payments due for previous meals. It also prohibits a public school from refusing a meal to a student as a form of or as part of a disciplinary action.
3. It prohibits a public school from openly identifying or stigmatizing a student who cannot pay for a meal or who has payments due for previous meals by requiring the student to wear a wristband, hand stamp or other identifying mark or sign noticeable by others.
4. It requires a public school to communicate about a student's meal debts directly to the parent or guardian of the student rather than to the student. A public school may ask a student to carry to the student's parent or guardian a letter regarding a student's meal debt.

**Committee Amendment "A" (H-91)**

This amendment does the following.

1. It strikes the requirement that a school take certain actions to assist the parent or guardian of a student who requests a meal.
2. It retains the prohibition that a public school may not openly identify or stigmatize a student who cannot pay for a meal or who has payments due for previous meals but strikes specific examples of ways students could be stigmatized.
3. It provides that a public school's communication about a student's meal must be made to the parent or guardian of the student rather than to the student directly except that, if the student inquires about the student's meal debt, the school may answer the student's inquiry.
4. It requires the Department of Education to develop guidance for school administrative units relating to the collection of student meal debt, including, but not limited to, best practices and information on how to create an online system for the payment of student meal debt. The amendment requires the department to post this information on its publicly accessible website.
5. It adds a mandate preamble.

**Enacted Law Summary**

Public Law 2019, chapter 54 does the following.

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1. It requires a public school that provides free and reduced-price meals or other meals to students pursuant to the Maine Revised Statutes, Title 20-A, chapter 223, subchapter 7 or otherwise provides to students meals eligible for reimbursement under a program administered by the United States Department of Agriculture to provide such a meal to a student who requests the meal and is otherwise eligible for the meal regardless of the student's inability to pay for the school meal or failure in the past to pay for school meals.
2. It prohibits a public school from punishing a student in certain ways solely because of the student's inability to pay for a meal or because of any payments due for previous meals. It also prohibits a public school from refusing a meal to a student as a form of or as part of a disciplinary action.
3. It prohibits a public school from openly identifying or stigmatizing a student who cannot pay for a meal or who has payments due for previous meals.
4. It provides that a public school's communication about a student's meal must be made to the parent or guardian of the student rather than to the student directly except that, if the student inquires about the student's meal debt, the school may answer the student's inquiry.
5. It requires the Department of Education to develop guidance for school administrative units relating to the collection of student meal debt, including, but not limited to, best practices and information on how to create an online system for the payment of student meal debt. It also requires the department to post this information on its publicly accessible website.

**LD 176      An Act To Enhance Participation on the State Board of Education**

**PUBLIC 421**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
DODGE J	OTP-AM	H-29

This bill eliminates the provision in current law prohibiting teachers and school administrators from serving on the State Board of Education. It also provides that a teacher or school administrator serving on the state board must be granted release time for attendance at state board meetings. Any cost related to the release time is the responsibility of the state board.

**Committee Amendment "A" (H-29)**

This amendment clarifies that the State Board of Education is responsible for the costs of a substitute teacher when a teacher is granted release time to serve on the State Board of Education. It also adds an appropriations and allocations section.

**Enacted Law Summary**

Public Law 2019, chapter 421 eliminates the provision in current law prohibiting teachers and school administrators from serving on the State Board of Education. It also provides that a teacher or school administrator serving on the state board must be granted release time for attendance at state board meetings. The State Board of Education is responsible for the costs of a substitute teacher when a teacher is granted release time to serve on the State Board of Education.

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**LD 178      An Act To Increase the State Share of the Cost of Health Insurance for Retired Teachers      CARRIED OVER**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
COLLINGS B SANBORN H		

Current law requires the State to pay 45% of a retired teacher's share of the premium for group accident and sickness or health insurance. This bill raises that percentage to 50% from July 1, 2019 to June 30, 2020; 55% from July 1, 2020 to June 30, 2021; 60% from July 1, 2021 to June 30, 2022; 65% from July 1, 2022 to June 30, 2023; 70% from July 1, 2023 to June 30, 2024; 75% from July 1, 2024 to June 30, 2025; 80% from July 1, 2025 to June 30, 2026; 85% from July 1, 2026 to June 30, 2027; and 90% after June 30, 2027. It also removes some outdated language and the cap on the increase in the State's total cost for retired teachers' health insurance premiums for fiscal years ending after June 30, 2015.

This bill was carried over to any special or regular session, or both, of the 129th Legislature by joint order, H.P. 1322.

**LD 185      An Act To Provide a Method for a Student To Be Excused from Standardized Testing      Accepted Majority (ONTP) Report**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
SAMPSON H DIAMOND B	ONTP OTP-AM	

This bill requires a school administrative unit to excuse a student from a standardized assessment administered pursuant to the State's assessment program at the written request of the student's parent or guardian and establishes requirements for school administrative units and the Department of Education related to excusing a student.

**Committee Amendment "A" (H-268)**

This amendment is the minority report of the committee and clarifies that a school administrative unit is required to excuse a student from standardized testing only if doing so would not make the school administrative unit out of compliance with the federal Every Student Succeeds Act and requires the Department of Education to report to the joint standing committee of the Legislature having jurisdiction over education and cultural affairs if the opt-out provision of the federal Every Student Succeeds Act is repealed or substantially amended by federal law.

This amendment also removes from the bill the requirement that school administrative units provide students excused from the assessment with an educational activity and the requirement that the Department of Education develop a form and that the department and school administrative units post the form on their publicly accessible websites and clarifies that educators may inform students and parents of the right to opt out.

This amendment was not adopted.

**LD 206      An Act To Raise the University of Maine System Debt Ceiling      PUBLIC 487**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
DUNPHY M DILL J	OTP-AM ONTP	H-26

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This bill increases the borrowing authority for the University of Maine System from \$220,000,000 to \$350,000,000.

**Committee Amendment "A" (H-26)**

This amendment is the majority report of the committee and it incorporates a fiscal note.

**Enacted Law Summary**

Public Law 2019, chapter 487 increases the borrowing authority for the University of Maine System from \$220,000,000 to \$350,000,000.

**LD 210      An Act To Increase Technology and Engineering Education for Grades 7 to 12      ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
ORDWAY L DIAMOND B	ONTP	

This bill is a concept draft pursuant to Joint Rule 208. This bill proposes to enact measures to enhance technology and engineering education for students in grades seven to 12. The measures include, but are not limited to:

1. Changing the industrial arts/technology teacher endorsement to a technology and engineering endorsement and amending the endorsement requirements. The amended endorsement requirements would grandfather all current teachers who hold an industrial arts/technology endorsement and make them technology and engineering teachers. The amended endorsement requirements would also allow a college graduate with an engineering degree to obtain a technology and engineering endorsement; and
2. Creating three categories of science endorsements: life science, physical science and technology and engineering.

LD 1478, Resolve, Regarding Legislative Review of Portions of Chapter 115: The Credentialing of Education Personnel, a Major Substantive Rule of the Department of Education, which was finally passed as Resolve 2019, chapter 101, authorizes final adoption of the Department of Education's will on teacher credentialing as long as the Department, among other things, changes the "industrial arts/technology teacher assessment to an "industrial arts/engineering and technology endorsement.

**LD 225      An Act Regarding Transportation Management Software and School Bus Replacement      Accepted Majority (ONTP) Report**

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

This bill establishes in statute the criteria for the replacement of conventional and transit-style school buses through the Department of Education and prohibits the department from requiring a school administrative unit to use a specific brand of routing and transportation management software.

**Committee Amendment "A" (H-46)**

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This amendment, which is the minority report of the committee, incorporates a fiscal note.

This amendment was not adopted.

**LD 236      An Act Regarding the Use of Unanticipated State Aid for Kindergarten to Grade 12 Education      Accepted Majority (ONTP) Report**

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

This bill requires the warrant presented to the legislative body of the regional school unit to include an article describing how unanticipated school aid will be used. In cases where the adjustment prevents the regional school unit board from raising 100% of the required local share, the Commissioner of Education must waive the required proration of the state share.

**LD 237      An Act To Appropriate Funds for Coaching Services for Existing and New Prekindergarten Programs      ONTP**

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

This bill provides ongoing funds for coaching services to provide teaching support for new and existing prekindergarten programs throughout the State.

**LD 246      An Act To Secure the Future of the Frances Perkins Homestead      CARRIED OVER**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
DOW D GIDEON S	OTP-AM ONTP	S-15

This bill provides one-time funds to the Frances Perkins Center to be applied toward the acquisition of the Frances Perkins homestead in Newcastle.

**Committee Amendment "A" (S-15)**

This amendment, which is the majority report of the committee, directs the Maine Historic Preservation Commission to transfer \$250,000 in state fiscal year 2019-20 to be used for the acquisition of the Frances Perkins Homestead in Newcastle if certain requirements are met.

This bill was reported out of committee and then carried over to any special or regular session, or both, of the 129th Legislature on the Special Appropriations Table by joint order, H.P. 1322.

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**LD 247      An Act To Increase the Amount of Time School Counselors and Social Workers Spend Providing Students Direct and Indirect Counseling**

**PUBLIC 45**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MILLETT R	OTP-AM	S-29

This bill requires each school counselor and school social worker to spend at least 80% of that counselor's or social worker's time providing direct or indirect services to students and requires the Commissioner of Education to adopt rules to implement this provision.

**Committee Amendment "A" (S-29)**

This amendment clarifies that direct services and indirect services must be within the scope of the duties of school counselors or school social workers as established by major substantive rules adopted by the Department of Education. The rules must include guidelines regarding the duties of school counselors, including that a school counselor deliver a comprehensive school counseling program, and guidelines regarding the duties of school social workers. The amendment also clarifies that each school counselor and school social worker must spend at least 80% of the school counselor's or school social worker's time providing direct services to and indirect services on behalf of students.

**Enacted Law Summary**

Public Law 2019, chapter 45, requires each school counselor and school social worker to spend at least 80% of that counselor's or social worker's time providing direct or indirect services to students, which are defined as services that are within the scope of duties of school counselors or school social workers as established by major substantive rules adopted by the Department of Education. The Commissioner of Education is required to adopt rules to implement this provision, and the rules must include guidelines regarding the duties of school counselors, including that a school counselor deliver a comprehensive school counseling program, and guidelines regarding the duties of school social workers.

**LD 259      An Act To Require the State To Meet the Mandatory 55 Percent Contribution to Schools**

**Died On Adjournment**

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

This bill increases the target for the state share percentage of the statewide adjusted total cost of the components of essential programs and services to 55%, as required by law, beginning in fiscal year 2019-20 and continuing at that rate annually.

**Committee Amendment "A" (S-130)**

This amendment, which is the majority report of the committee, repeals the provision of law containing the annual targets for the state share percentage of the total cost of funding public education from kindergarten to grade 12 that include the cost of components of essential programs and services plus the state contributions to the unfunded actuarial liabilities of the Maine Public Employees Retirement System that are attributable to teachers, retired teachers' health insurance and retired teachers' life insurance. The amendment also adds an appropriations and allocations section.

This amendment was not adopted.

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**LD 283      Resolve, Regarding Legislative Review of Portions of Chapter 132:  
Learning Results: Parameters for Essential Instruction, 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	

This resolve provides for legislative review of portions of Chapter 132: Learning Results: Parameters for Essential Instruction, a major substantive rule of the Department of Education. This resolve authorizes the following changes to the social studies and science and technology standards:

1. Reformats the social studies and science and technology standards to divide each content area into three stages of development: childhood, pre-adolescence and adolescence;
2. Amends the social studies standards to emphasize the guiding principles and their connections to essential skills and practices of social studies and include instruction in personal finance; and
3. Amends the science and technology standards to adopt the Next Generation Science Standards, which utilize a three-dimensional approach to science.

**Enacted Law Summary**

Resolve 2019, chapter 12 authorized the final adoption of portions of Chapter 132: Learning Results: Parameters for Essential Instruction, a Major Substantive Rule of the Department of Education.

Resolve 2019, chapter 12 was finally passed as an emergency measure effective April 19, 2019.

**LD 296      An Act Regarding Student Privacy with Respect to Video Recordings**

**ONTP**

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

This bill requires an elementary or secondary school to keep confidential a video recording in which a student is present, including a video recording taken in a bus or other means of student transportation used by the school, and prohibits the school from disseminating or publishing the video recording without the written permission of a parent of the student. See also LD 639 in the Joint Standing Committee on Judiciary.

**LD 307      An Act To Limit the Number of Charter Schools in Maine**

**PUBLIC 307**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BRENNAN M VITELLI E	OTP-AM OTP-AM	H-365

Under current law, the number of public charter schools approved by the Maine Charter School Commission that may operate at any time is capped at 10 until July 1, 2022. This bill makes that cap permanent.

**Committee Amendment "A" (H-365)**

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This amendment, which is the majority report of the committee, caps the total number of public charter schools in the state to 10 public charter schools, regardless of whether the public charter school is authorized by the commission or by local school boards or collaboratives of local school boards.

This amendment also directs the Maine Charter School Commission to develop a process for the revocation or nonrenewal of a public charter school's charter for public charter schools that are not meeting required performance framework provisions and report to the Joint Standing Committee on Education and Cultural Affairs, no later than January 1, 2020, on the recommended process and submit any suggested legislation to implement the process to revoke or not renew a public charter school's charter.

### **Committee Amendment "B" (H-366)**

This amendment, which is the minority report of the committee, strikes and replaces the bill with a resolve directing the Department of Education to develop a process for the revocation or nonrenewal of a public charter school's charter for public charter schools that are not meeting required performance framework provisions and report to the Joint Standing Committee on Education and Cultural Affairs, no later than January 1, 2020, on the recommended process and submit any suggested legislation to implement the process to revoke or not renew a public charter school's charter.

This amendment was not adopted.

### **Enacted Law Summary**

Public Law 2019, chapter 307 permanently caps the total number of public charter schools in the state to 10 public charter schools, regardless of whether the public charter school is authorized by the commission or by local school boards or collaboratives of local school boards.

The law also directs the Maine Charter School Commission to develop a process for the revocation or nonrenewal of a public charter school's charter for public charter schools that are not meeting required performance framework provisions and report to the Joint Standing Committee on Education and Cultural Affairs, no later than January 1, 2020, on the recommended process and submit any suggested legislation to implement the process to revoke or not renew a public charter school's charter.

<b>LD 309</b>	<b>Resolve, Directing the Department of Education To Direct a Study of the Regional Adjustment for School Administrative Units</b>	<b>RESOLVE 70 EMERGENCY</b>
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<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
STEWART T	OTP-AM	H-393

This bill removes the regional adjustment in the total operating allocation for school administrative units under the Essential Programs and Services Funding Act.

### **Committee Amendment "A" (H-393)**

This amendment changes the bill to a resolve and adds an emergency preamble. The amendment directs the Department of Education to direct the Maine Education Policy Research Institute, in the institute's review of the essential programs and services, to study and report to the department on the regional adjustment for school administrative units. The department must submit the report to the Joint Standing Committee on Education and Cultural Affairs no later than January 15, 2020.

### **Enacted Law Summary**

Resolve 2019, chapter 70, directs the Department of Education to direct the Maine Education Policy Research Institute, in the institute's review of the essential programs and services, to study and report to the department on the

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regional adjustment for school administrative units. The department must submit the report to the Joint Standing Committee on Education and Cultural Affairs no later than January 15, 2020.

Resolve 2019, chapter 70 was finally passed as an emergency measure effective June 17, 2019.

**LD 318      An Act To Prepare All Students for Work and Life by Requiring That Students Receive Instruction in Vocational Preparation and Practical Life Skills** **Accepted Majority (ONTP) Report**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
KESCHL D BLACK R	ONTP OTP-AM	

This bill changes the requirement in the system of learning results from "career and education development" to "vocational preparation and practical life skills." The bill defines "vocational preparation and practical life skills" to mean experiential instruction of students, regardless of career choice or pathway, that develops their understanding of interests, aptitudes and options related to work and study; develops core workplace skills in areas such as planning, communication, problem solving, teamwork and computer applications; and includes practical workplace and home economics experiences that maximize learning through hands-on application.

**Committee Amendment "A" (H-267)**

This amendment, which is the minority report of the committee, strikes and replaces the bill and changes the title. The amendment requires a secondary school to provide one semester of instruction in career and technical education or practical life skills, whenever possible, as determined by the local school board.

This amendment was not adopted.

**LD 345      An Act To Help New Teachers Succeed** **PUBLIC 132**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MCCREA D CARPENTER M	OTP-AM	H-153

This bill requires a probationary teacher to be evaluated during each year of employment as a probationary teacher and provides that if a third-year probationary teacher does not receive a summative effectiveness rating indicating ineffectiveness during the first or second year of the probationary teacher's contract, the probationary teacher's contract must be extended automatically. This bill also requires special procedures for probationary teachers in a school administrative unit's performance evaluation and professional growth system.

**Committee Amendment "A" (H-153)**

This amendment requires that, beginning with teachers hired for the 2020-2021 school year, the probationary period may not exceed two years. This amendment removes the sections of the bill that enacted special procedures for probationary teachers.

The amendment also restructures the Maine Revised Statutes, Title 20-A, section 13201 to bring the section into conformity with current drafting standards. The only substantive changes to section 13201 are to require the superintendent to evaluate probationary teachers during, without limitation, each year of their employment as probationary teachers and that, beginning with teachers hired for the 2020-2021 school year, the probationary period may not exceed two years.

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### Enacted Law Summary

Public Law 2019, chapter 132 requires that, beginning with teachers hired for the 2020-2021 school year, the probationary period for newly-hired teachers may not exceed two years.

**LD 358      An Act To Increase Funding for Career and Technical Education for  
Fiscal Year 2019-20**

**Died On  
Adjournment**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
WOODSOME D SAMPSON H	OTP-AM ONTP	S-190

This bill provides \$1,000,000 in fiscal year 2018-19 to the General Purpose Aid for Local Schools program within the Department of Education in order to fully fund the cost of career and technical education pursuant to current law. This bill also amends Public Law 2017, chapter 446 to reflect the additional funding.

#### **Committee Amendment "A" (S-190)**

This amendment, which is the majority report of the committee, strikes and replaces the bill. The amendment raises the cap on the career and technical education funding formula provision regarding the allocation for career and technical education centers or regions for which the sum of the program components is greater than the most recent expenditure data, as adjusted for inflation to the year prior to the allocation year, from 5% to 15% and provides a one-time general fund appropriation of \$1,556,944 in fiscal year 2019-20. The amendment also adds an appropriations and allocations section.

**LD 359      An Act To Address Student Hunger with a "Breakfast after the Bell"  
Program**

**CARRIED OVER**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MOORE M TUELL W	OTP-AM ONTP	S-78 S-100 MOORE M

This bill requires a school administrative unit with a public school in which at least 50% of students qualified for a free or reduced-price lunch during the preceding school year to operate an alternative breakfast delivery service that provides breakfast after the start of the school day for students at that public school. It also provides a process for a school administrative unit to opt out of the alternative breakfast delivery service. This bill requires the Department of Education to adopt rules to develop an application process and to adopt standards to address evaluation criteria based on need for funding assistance for alternative breakfast delivery services in school administrative units. It also requires the department to develop a means to track health and academic outcomes of students and schools that participate in alternative breakfast delivery services.

#### **Committee Amendment "A" (S-78)**

This amendment, which is the majority report of the committee, clarifies that the alternative breakfast delivery service provides breakfast after the start of the school day and before any lunch period in the school begins for students at that public school. The amendment also provides that a school administrative unit or a public school in which at least 70% of students who are eligible for free and reduced-price meals participate in the breakfast program is exempt from the requirement of providing an alternative breakfast delivery service. The amendment revises the process as proposed in the bill for a school administrative unit to opt out of the alternative breakfast delivery service. The amendment also provides for procedures to track health and academic outcomes of students.

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**Senate Amendment "A" To Committee Amendment "A" (S-100)**

This amendment provides funding for the so-called "breakfast after the bell" program for fiscal years 2019-20 and 2020-21, and removes the indication of ongoing funding. This amendment also specifies that the funds provided do not lapse but are carried forward.

This bill was reported out of committee and then carried over to any special or regular session, or both, of the 129th Legislature on the Special Appropriations Table by joint order, H.P. 1322.

**LD 375      An Act To Promote the Forest Products Industry in School Construction      PUBLIC 53  
and Renovation Involving Heating Systems**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
STEWART T JACKSON T	OTP-AM	H-60

This bill requires consideration of modern wood heating systems, with wood biomass fuels sourced locally and in a manner that benefits the State's economy, in the construction of new or substantially renovated schools or school buildings subject to State Board of Education approval.

**Committee Amendment "A" (H-60)**

This amendment clarifies that, in approving school construction projects, the State Board of Education is required to ensure that school administrative units have considered heating systems that use renewable, locally sourced wood-based fuels and that benefit the State's economy and reduce carbon dioxide emissions in all planning and design for new or substantially renovated schools or school buildings subject to state board approval. The amendment strikes the requirement that the school administrative unit demonstrates a preference for modern wood heating systems.

**Enacted Law Summary**

Public Law 2019, chapter 53 provides that, in approving school construction projects, the State Board of Education is required to ensure that school administrative units have considered heating systems that use renewable, locally sourced wood-based fuels and that benefit the State's economy and reduce carbon dioxide emissions in all planning and design for new or substantially renovated schools or school buildings subject to state board approval.

**LD 382      An Act To Fund Services for Blind and Visually Impaired Persons at the      PUBLIC 15  
Maine State Library**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
GIDEON S CARSON B	OTP-AM	H-7

This bill establishes the Blind and Visually Impaired News Access Fund as a dedicated fund within the Maine State Library to be used to provide access to the National Federation of the Blind's news network for blind and visually impaired persons. This bill directs the Public Utilities Commission to transfer \$40,000 per year from the state universal service fund to the Blind and Visually Impaired News Access Fund to support the annual cost of providing access to the network.

**Committee Amendment "A" (H-7)**

This amendment incorporates a fiscal note.

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**Enacted Law Summary**

Public Law 2019, chapter 15 establishes the Blind and Visually Impaired News Access Fund as a dedicated fund within the Maine State Library to be used to provide access to the National Federation of the Blind's news network for blind and visually impaired persons. The law also directs the Public Utilities Commission to transfer \$40,000 per year from the state universal service fund to the Blind and Visually Impaired News Access Fund to support the annual cost of providing access to the network.

**LD 385      An Act To Base School Funding on the Number of Students Sent by a      ONTP**  
**Town to a Regional School Unit**

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

This bill amends the method by which the share of the total cost of education from kindergarten to grade 12 is calculated for a municipality that is within a regional school unit. Current law establishes that share as the lesser of the municipality's total cost of education as determined under the Maine Revised Statutes, Title 20-A, section 15688, subsection 1 and an amount equal to the product of the education mill rate for the municipality multiplied by the total valuation of property in the municipality. This bill instead determines the share of the total cost of education from kindergarten to grade 12 of a municipality within a regional school unit based upon the product of the statewide per-pupil rate calculated under Title 20-A, section 15671-A, subsection 2-A and the number of pupils in the municipality who reside in the municipality and who are educated at public expense. The bill phases in this method of determining a municipality's share of the total cost of education from kindergarten to grade 12 over three years: in fiscal year 2020-21, the total cost is 2/3 of the amount determined based on property values and 1/3 of the amount determined based on number of pupils; in fiscal year 2021-22, the total cost is 1/3 of the amount determined based on property values and 2/3 of the amount determined based on number of pupils; and, in fiscal year 2022-23 and subsequent years, the total cost is determined based entirely on number of pupils.

**LD 387      An Act To Require Cursive Handwriting Instruction in Grade 3 to      ONTP**  
**Grade 5**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
SAMPSON H CHENETTE J	ONTP	

This bill requires the Department of Education to provide for continual, regular instruction of and opportunities to use cursive handwriting beginning in grade three. The instruction must be designed to enable students to demonstrate competence in cursive handwriting by the end of grade five.

**LD 388      An Act To Recognize Employee Background Checks Conducted for      PUBLIC 114**  
**Out-of-state Schools Eligible for Maine Tuition Assistance      EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
ACKLEY K	OTP ONTP	H-189 ACKLEY K

This bill provides that the tuition payment to an out-of-state high school that serves a student who resides in a school administrative unit that does not maintain a high school may not be withheld solely because persons regularly employed in that school do not meet the background check requirements in Maine law. The provisions apply as long as those persons are required to meet background check standards in that state determined by the

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Commissioner of Education to be equivalent to the requirements of Maine law.

### House Amendment "A" (H-189)

This amendment provides that an out-of-state secondary school that was included on the list of approved out-of-state secondary schools maintained by the Department of Education for the 2017-2018 school year continues to receive tuition payments for any student who resides in Maine in a school administrative unit that does not maintain a secondary school and who was enrolled at that out-of-state secondary school for the 2018-2019 school year. Tuition payments must continue for such a student until that student graduates or terminates enrollment.

### Enacted Law Summary

Public Law 2019, chapter 114 provides that the tuition payment to an out-of-state high school that serves a student who resides in a school administrative unit that does not maintain a high school may not be withheld solely because persons regularly employed in that school do not meet the background check requirements in Maine law. The provisions apply as long as those persons are required to meet background check standards in that state determined by the Commissioner of Education to be equivalent to the requirements of Maine law. The Commissioner of Education is required to adopt routine technical rules to implement this provision.

Public Law 2019, chapter 114 also provides that an out-of-state secondary school that was included on the list of approved out-of-state secondary schools maintained by the Department of Education for the 2017-2018 school year continues to receive tuition payments for any student who resides in Maine in a school administrative unit that does not maintain a secondary school and who was enrolled at that out-of-state secondary school for the 2018-2019 school year. Tuition payments must continue for such a student until that student graduates or terminates enrollment.

Public Law 2019, chapter 114 was enacted as an emergency measure effective May 16, 2019.

### LD 395      **An Act To Protect Access to Outside-of-school Enrichment Opportunities**      **ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BERRY S LUCHINI L	ONTP	

This bill establishes that a school administrative unit may not prohibit a student from accessing outside-of-school enrichment opportunities unless the student is failing to meet academic standards and that a school administrative unit may not prohibit or otherwise restrict an authorized school employee or volunteer from involvement unless the student is failing to meet academic standards or the enrichment opportunity is part of a corporate sponsorship and the employee's or volunteer's involvement is inconsistent with the educational policy of the school administrative unit.

### LD 404      **An Act To Fund the School Revolving Renovation Fund**      **Died On Adjournment**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
KORNFIELD V CARSON B	OTP-AM ONTP	H-9

This bill provides one-time funds of \$25,000,000 to be deposited in the School Revolving Renovation Fund to be used for the purposes specified in the Maine Revised Statutes, Title 30-A, section 6006-F, subsection 3.

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**Committee Amendment "A" (H-9)**

This amendment, which is the majority report of the committee, incorporates a fiscal note.

Public Law 2019, chapter 343, Part OOOO directs the State Controller to transfer \$18,000,000 from the unappropriated surplus of the General Fund to the Maine Municipal Bond Bank for the School Revolving Renovation Fund on or before June 30, 2019.

**LD 405      An Act To Increase the Statewide Minimum Salary for Teachers      ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
KORNFELD V CARSON B	ONTP	

This bill increases the minimum salary for certified teachers, beginning with the 2020-2021 school year. This bill also requires the Commissioner of Education to increase the state share of the total allocation to a qualifying school administrative unit to achieve the minimum salary for certified teachers.

**LD 406      An Act To Establish Regional School Leadership Academies      PUBLIC 70**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
KORNFELD V MILLETT R	OTP-AM ONTP	H-84

This bill allows school administrative units to enter into collaborative agreements to establish regional school leadership academies that combine state and local programs and resources, including the preparation, licensure, certification, professional development and training for educational leadership, into a coherent system that can significantly improve the recruitment and preparation of prospective candidates for school principalship and other school leadership positions, as well as the induction, mentoring and retention of principals and school leaders during the first two years of employment in their school leadership positions.

**Committee Amendment "A" (H-84)**

This amendment, which is the majority report of the committee, clarifies that regional school leadership academy programs are for teachers, principals and other school leaders.

**Enacted Law Summary**

Public Law 2019, chapter 70 allows school administrative units to enter into collaborative agreements to establish regional school leadership academies that combine state and local programs and resources, including the preparation, licensure, certification, professional development and training for educational leadership, into a coherent system that can significantly improve the recruitment and preparation of prospective candidates for school principalship and other school leadership positions, as well as the induction, mentoring and retention of principals and school leaders during the first two years of employment in their school leadership positions.

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**LD 412      An Act To Restore System Administration Allocations in Maine School      PUBLIC 213**  
**Administrative Units to the Level Prescribed for Fiscal Year 2017-18**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MCCREA D MILLETT R	OTP-AM ONTP	H-310

Current law requires that, beginning in fiscal year 2018-19, a portion of the system administration allocation must be allocated to school administrative units that have established regionalized administrative services. This bill instead establishes the system administration allocation at \$135 per pupil, the same as it was for fiscal year 2017-18, and repeals provisions that increase for future fiscal years the per-pupil amount and restrict allocation of portions of the funds to school administrative units that have established regionalized administrative services.

**Committee Amendment "A" (H-310)**

This amendment, which is the majority report of the committee, delays establishing the system administration allocation at \$135 per pupil until fiscal year 2020-21.

**Enacted Law Summary**

Public Law 2019, chapter 213 establishes that, beginning in fiscal year 2020-21, the system administration allocation is \$135 per pupil.

**LD 419      An Act To Require a Minimum Salary of \$50,000 for Public School      ONTP**  
**Teachers**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
COLLINGS B JACKSON T	ONTP	

This bill requires that the minimum salary of certified teachers in public schools be established at \$50,000 for the school year starting after June 30, 2020.

**LD 427      An Act To Require the State To Fund Teacher Retirement      CARRIED OVER**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BRENNAN M SANBORN L	OTP-AM ONTP	H-20

This bill changes the method for funding teacher retirement costs. It repeals those provisions of law enacted pursuant to Public Law 2013, chapter 368 that require school administrative units and private schools to pay a portion of the costs for teacher retirement.

**Committee Amendment "A" (H-20)**

This amendment, which is the majority report of the committee, adds an appropriations and allocations section.

This bill was reported out of committee and then carried over to any special or regular session, or both, of the 129th Legislature on the Special Appropriations Table by joint order, H.P. 1322.

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**LD 438      An Act To Allow the Creation of New Innovative School Models by      ONTP**  
**Removing the Cap on the Number of Authorized Charter Schools**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
POULIOT M DILLINGHAM K	ONTP	

This bill removes the cap on the number of charter schools the Maine Charter School Commission may authorize.

**LD 441      An Act To Reduce Childhood Exposure to Harmful Ultraviolet      PUBLIC 32**  
**Radiation by Allowing Students To Use Sunscreen in Schools**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BREEN C DOUDERA V	OTP-AM	S-14

This bill allows public school students to possess and use a topical sunscreen product while on school property or at a school-sponsored event without prior authorization from a parent or legal guardian or a note or prescription from a licensed health care professional.

**Committee Amendment "A" (S-14)**

This amendment directs the Commissioner of Education to adopt rules authorizing students who attend public school to possess and use a topical sunscreen product while on school property or at a school-sponsored event without a note or prescription from a licensed health care professional if the product is regulated by the federal Food and Drug Administration for over-the-counter use for the purpose of limiting skin damage from ultraviolet radiation.

**Enacted Law Summary**

Public Law 2019, chapter 32 directs the Commissioner of Education to adopt rules authorizing students who attend public school to possess and use a topical sunscreen product while on school property or at a school-sponsored event without a note or prescription from a licensed health care professional if the product is regulated by the federal Food and Drug Administration for over-the-counter use for the purpose of limiting skin damage from ultraviolet radiation.

**LD 454      An Act To Encourage the Purchase of Local Produce for Public Schools      PUBLIC 511**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
VITELLI E ACKLEY K	OTP-AM ONTP	S-108 S-327 BREEN C

This bill provides funds to the Department of Education to administer the Local Produce Fund and to provide a \$1 match for every \$3 expended by a school administrative unit for produce or minimally processed foods purchased directly from a farmer, farmers' cooperative or local food hub in this State.

**Committee Amendment "A" (S-108)**

This amendment, which is the majority report of the committee, establishes one Education Specialist II position rather than one Education Specialist III position as in the bill. The amendment also provides that the state match is up to a maximum of \$1,000 per school administrative unit in state fiscal year 2019-20 and up to \$1,500 per school

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administrative unit in state fiscal year 2020-21 and subsequent years.

**Senate Amendment "A" To Committee Amendment "A" (S-327)**

This amendment provides that the state match for the purchase of produce or minimally processed foods purchased directly from a farmer, farmers' cooperative or local food hub in the State is \$1,000 per school administrative unit in fiscal year 2019-20 and \$1,500 per school administrative unit in fiscal year 2020-21 and subsequent years. This amendment also eliminates the General Fund appropriations in the bill.

**Enacted Law Summary**

Public Law 2019, chapter 511 provides funds to the Department of Education to administer the Local Produce Fund and to provide a \$1 match for every \$3 expended by a school administrative unit for produce or minimally processed foods purchased directly from a farmer, farmers' cooperative or local food hub in this State. The law provides that the state match for the purchase of produce or minimally processed foods purchased directly from a farmer, farmers' cooperative or local food hub in the State is \$1,000 per school administrative unit in fiscal year 2019-20 and \$1,500 per school administrative unit in fiscal year 2020-21 and subsequent years.

**LD 464      An Act To Change the Period To Request a Due Process Hearing for Costs Related to a Unilateral Private School Placement from a Public School      ONTP**

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

This bill removes a requirement that rules adopted by the Commissioner of Education governing due process hearings include a maximum period within which due process hearings and appeals may be requested. It provides that an action against a school administrative unit to recover the costs of a unilateral special education placement in a private school may be commenced only by requesting a due process hearing within 90 days of the placement. It also provides that rules adopted by the Commissioner of Education governing the procedures for conducting due process hearings must include procedures for discovery, including rules for the production of documents.

**LD 468      An Act To Require That the State Fund on an Ongoing Basis a Minimum of 50 Percent of the Costs Associated with Public Preschool Programs      ONTP**

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

This bill requires the State to fund a minimum of 50% of the costs of eligible public preschool programs for each year the school administrative unit operates the eligible public preschool program, other than the year in which the school administrative unit receives start-up funds.

**LD 470      An Act To Provide Traffic Safety Education in Schools      CARRIED OVER**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
DAUGHTRY M CARSON B	OTP-AM ONTP	H-83

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The purpose of this bill is to provide students in Maine with traffic safety education from an early age with the goal of teaching students safe practices and respect for all users of the road in order to reduce the unacceptable number of pedestrian and bicyclist fatalities and make Maine's roadways safer and more enjoyable for all users.

This bill requires all school administrative units to provide at least one hour annually of age-appropriate traffic safety education to students in grades 2 to 12. The traffic safety education program must provide, at a minimum, instruction on the use of public and private ways by pedestrians, bicyclists and motor vehicle operators and on the laws and rules regarding that use. A school administrative unit may contract with a third party to provide the traffic safety education.

**Committee Amendment "A" (H-83)**

This amendment, which is the majority report of the committee, modifies the requirements in the bill for age-appropriate traffic safety education in school administrative units. The amendment provides that the traffic safety education must be provided annually to at least four different grade levels from kindergarten to grade eight instead of annually in grades 2 to 12. The amendment also strikes the requirement that the education be at least one hour in length.

This amendment also provides funding for 90% of the cost to school administrative units to implement the traffic safety education curriculum. The amendment also specifies that outside funding may be accepted by the Department of Education and expended for the purpose of traffic safety education annually.

This bill was reported out of committee and then carried over to any special or regular session, or both, of the 129th Legislature on the Special Appropriations Table by joint order, H.P. 1322.

**LD 484      Resolve, To Establish a Maine State High School Diploma      ONTP**

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

This resolve directs the Department of Education, in consultation with the State Board of Education, to develop a Maine state high school diploma and report to the Joint Standing Committee on Education and Cultural Affairs on its findings and recommendations no later than January 15, 2020.

**LD 502      An Act To Establish the Summer Success Pilot Program Fund      CARRIED OVER**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
PIERCE T BREEN C	OTP-AM ONTP	H-200

This bill establishes the Summer Success Program Fund, a dedicated fund to be directed and administered by the Commissioner of Education and held by the Treasurer of State, to encourage the facilitation of high-quality summer success programs in school administrative units throughout the State. The bill accomplishes the following.

1. It provides that money paid into the fund may include General Fund appropriations, as well as grants, gifts and other money from any unit of federal, state or local government or from any person, firm, partnership or corporation for deposit to the fund, money received from a social impact bond and interest, dividends and other pecuniary gains. It requires that school administrative units ensure that grants provided from the fund for expanding access to summer success programs supplement and not supplant federal funding.

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2. It requires the commissioner to administer the fund within the Department of Education and to establish standards and approval for the allocation and use of fund money for summer success programs offered at elementary and secondary schools in the State. It also allows the commissioner to include the following in the standards:

- A. Guidelines similar to the federal 21st Century Community Learning Centers program to close the achievement gap between high-performing and low-performing students;
- B. Effective models of summer success programs that involve networking and partnerships with community-based organizations that provide a range of high-quality services to support student learning and development; and
- C. Implementation of the formative and summative assessment methods to measure student achievement in order to monitor the progress of students participating in summer success programs.

3. It provides that, beginning in fiscal year 2020-21, the department is required to provide grant funding, through a grant application process, to cover 90% of the costs of summer success programs in school administrative units with greater than 50% student participation in the federal free and reduced-price lunch program.

4. It adds the fund to the enhancing student performance and opportunity provisions of the Essential Programs and Services Funding Act.

5. It requires the commissioner to submit a report to the Joint Standing Committee on Education and Cultural Affairs by December 15, 2019 that outlines the proposed rules to implement the fund by the 2020-2021 school year.

### **Committee Amendment "A" (H-200)**

This amendment strikes and replaces the title and the bill. The amendment establishes the Summer Success Pilot Program and corresponding fund to encourage the facilitation of high-quality summer success pilot programs in school administrative units throughout the State and does the following:

1. It provides that the fund is established as a General Fund carrying account within the Department of Education to be directed and administered by the Commissioner of Education and held by the Treasurer of State and that only General Fund appropriations may be paid into the fund;

2. It requires the Commissioner of Education to establish standards and approval for the allocation and use of fund money for summer success pilot programs offered at elementary and secondary schools in the State. It also allows the commissioner to include the following in the standards:

- A. Guidelines similar to those of the federal 21st Century Community Learning Centers program to close the achievement gap between high-performing and low-performing students;
- B. Effective models of summer success programs that involve networking and partnerships with community-based organizations that provide a range of high-quality services to support student learning and development; and
- C. Implementation of the formative and summative assessment methods to measure student achievement in order to monitor the progress of students participating in summer success pilot programs;

3. It provides that, beginning in fiscal year 2020-21, the department is required to provide grant funding from the fund, through a grant application process, to cover 90% of the costs of summer success pilot programs and that the department must prioritize distribution of funding to school administrative units with greater than 50% student participation in the federal free and reduced-price lunch program;

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4. It adds the fund to the enhancing student performance and opportunity provisions of the Essential Programs and Services Funding Act; and

5. It requires the Commissioner of Education to annually report to the joint standing committee of the Legislature having jurisdiction over education and cultural affairs on the number of school administrative units administering summer success pilot programs, the nature of the summer success pilot programs receiving money from the fund, the amount of money distributed and the number of children participating in a summer success pilot program. The report must also include a recommendation on whether the pilot program should continue as a pilot program, be modified or become a permanent program.

This bill was reported out of committee and then carried over to any special or regular session, or both, of the 129th Legislature on the Special Appropriations Table by joint order, H.P. 1322.

<b>LD 503</b>	<b>An Act To Provide Additional Funding for the Maine Bicentennial Commission</b>	<b>Leave to Withdraw Pursuant to Joint Rule</b>
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<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
PIERCE T DIAMOND B		

This bill provides funding for the Maine Bicentennial Commission, which was enacted in Resolve 2017, chapter 25. The bill provides one-time funds to the Maine State Cultural Affairs Council in fiscal year 2019-20 for the expenses associated with the planning of the State of Maine bicentennial celebration.

<b>LD 504</b>	<b>An Act To Enhance the Development of Innovative Career and Technical Education Programs</b>	<b>ONTP</b>
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<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
HIGGINS N DAVIS P	ONTP	

This bill changes the procedure for authorizing career and technical education satellite programs. Current law requires any affiliated unit that wishes to operate a career and technical education satellite program to submit a written request to operate a satellite program to the governing body of the center or region with which the unit is affiliated. The governing body of the center or region considers the request and then forwards its recommendation to the Commissioner of Education. This bill provides that the written request be submitted directly to the Commissioner of Education for approval.

<b>LD 512</b>	<b>Resolve, To Authorize the Legislature To Contract for an Independent Review To Evaluate and Plan for the Implementation of Maine's Early Childhood Special Education Services</b>	<b>CARRIED OVER</b>
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<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
FARNSWORTH D MOORE M	OTP-AM	H-561

This resolve establishes the Task Force To Study and Plan for the Implementation of Maine's Early Childhood Special Education Services to examine the national trends and relevant models of governing and delivering early

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childhood special education systems and the short-term and long-term costs and benefits to the Department of Education's proposed plan to restructure the Child Development Services System and to make recommendations for an early childhood special education services program plan.

**Committee Amendment "A" (H-561)**

This amendment authorizes the Legislature, through the Joint Standing Committee on Education and Cultural Affairs, to contract with a qualified research and technical assistance entity to conduct an independent review of Maine's early childhood special education services. This amendment authorizes the Office of the Executive Director of the Legislative Council, at the direction of the Joint Standing Committee on Education and Cultural Affairs, to develop and administer a request for proposals process to award a contract for the independent review. The amendment also adds an appropriations and allocations section.

The provisions of this amendment were incorporated into LD 1001, which was enacted as Public Law 2019, chapter 423.

This bill was reported out of committee and then carried over to any special or regular session, or both, of the 129th Legislature on the Special Appropriations Table by joint order, H.P. 1322.

**LD 513      An Act To Limit the Number of Students and Prevent the Addition of      PUBLIC 253**  
**Grade Levels at Virtual Public Charter Schools**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BRENNAN M SANBORN L	OTP-AM OTP-AM ONTP	H-239

This bill limits total enrollment at all virtual public charter schools authorized by the commission to the total enrollment at the end of the 2018-2019 school year. It also prohibits a virtual public charter school authorized by the commission from expanding to serve a grade level not included in the school's initial charter contract or, for a school whose charter was renewed prior to November 1, 2019, the renewed charter contract.

**Committee Amendment "A" (H-239)**

This amendment, which is the majority report of the committee, limits the total enrollment at all virtual public charter schools authorized by the Maine Charter School Commission to 1,000 students.

**Committee Amendment "B" (H-240)**

This amendment, which is one of two minority reports of the committee, limits the total enrollment at all virtual public charter schools authorized by the Maine Charter School Commission to 1,200 students. The amendment also removes the provision in the bill that prohibited a virtual public charter school from expanding to serve a grade level not included in the school's initial charter or renewed charter contract.

This amendment was not adopted.

**Enacted Law Summary**

Public Law 2019, chapter 253 limits total enrollment at all virtual public charter schools authorized by the commission to the total 1,000 students. The law also prohibits a virtual public charter school authorized by the commission from expanding to serve a grade level not included in the school's initial charter contract or, for a school whose charter was renewed prior to November 1, 2019, the renewed charter contract.

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**LD 541      Resolve, To Reduce Food Waste in Schools**

**RESOLVE 45**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
SAMPSON H MILLETT R	OTP-AM	H-255

This resolve directs the Department of Education to develop a school food sharing policy to encourage schools and food banks to work together to collect whole and packaged school cafeteria surplus or leftover food and share it with the community.

**Committee Amendment "A" (H-255)**

This amendment directs the Department of Education and the Department of Health and Human Services, Maine Center for Disease Control and Prevention to collaborate to revise and disseminate by January 1, 2020 to public school food service programs throughout the State the Maine Center for Disease Control and Prevention's health inspection program guidance titled "Food Sharing Tables - Guidance for Schools."

**Enacted Law Summary**

Resolve 2019, chapter 45 directs the Department of Education to develop a school food sharing policy to encourage schools and food banks to work together to collect whole and packaged school cafeteria surplus or leftover food and share it with the community. The law also directs the Department of Education and the Department of Health and Human Services, Maine Center for Disease Control and Prevention to collaborate to revise and disseminate by January 1, 2020 to public school food service programs throughout the State the Maine Center for Disease Control and Prevention's health inspection program guidance titled "Food Sharing Tables - Guidance for Schools." See also LD 1351.

**LD 549      An Act To Promote Academic Achievement through Hunger Relief for  
Maine Children**

**Died On  
Adjournment**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BREEN C DOORE D	OTP-AM	S-57

This bill directs the State to fund the difference between the federal reimbursements for reduced-price and free lunches in order to provide all children from families with incomes under 185% of the federal poverty level free lunch at school.

**Committee Amendment "A" (S-57)**

This amendment incorporates a fiscal note.

This amendment was not adopted.

**LD 557      An Act To Create and Fund the School Revolving Maintenance Fund To  
Support the Usefulness and Longevity of Public School Buildings**

**ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MOORE M TUELL W	ONTP	

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This bill establishes the School Revolving Maintenance Fund as a nonlapsing fund administered by the Department of Education to make loans to school administrative units for minor school infrastructure maintenance and construction projects. The bill requires the Department of Education to adopt major substantive rules and transfers \$30,000,000 from the General Fund unappropriated surplus to the School Revolving Maintenance Fund.

**LD 576      *Resolve, Directing the Department of Education To Study and Develop  
an Online Learning Platform for Students and Educators***

**RESOLVE 25**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BRENNAN M MILLETT R	OTP-AM	H-125

This resolve directs the Department of Education to develop and implement an online platform to facilitate the provision of online, virtual instruction by state-certified teachers to students in every public school in the State and the provision of a variety of high-quality professional development opportunities to educators across the State. It directs the department to report to the Joint Standing Committee on Education and Cultural Affairs by January 1, 2020 on the progress toward and obstacles to the development and implementation of the online platform. The joint standing committee is authorized to report out a bill to the Second Regular Session of the 129th Legislature to address any obstacles to the development and implementation of the online platform and any other concerns.

**Committee Amendment "A" (H-125)**

This amendment removes the requirement in the resolve that the Department of Education implement an online platform and instead requires the department to study and develop an online platform. The amendment also requires the report to the Joint Standing Committee on Education and Cultural Affairs required by the resolve to include the expected costs and a strategy for implementation of the online platform.

**Enacted Law Summary**

Resolve 2019, chapter 25 directs the Department of Education to establish a working group to study and develop an online platform to facilitate the provision of online, virtual instruction by state-certified teachers to students in every public school in the State and the provision of a variety of high-quality professional development opportunities to educators across the State. The Department of Education is required to report to the Joint Standing Committee on Education and Cultural Affairs by January 1, 2020 on the progress toward and obstacles to the development, expected costs and a strategy for implementation of the online platform. The joint standing committee may report out a bill to the Second Regular Session of the 129th Legislature to address any obstacles to the development and implementation of the online platform and any other concerns.

**LD 577      *An Act To Increase Access to Nutritious Foods in Schools by  
Implementing an After-school Food Program for At-risk Students***

**PUBLIC 428**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BRENNAN M MILLETT R	OTP-AM ONTP	H-226

This bill provides for the participation in the federal child and adult care food program to serve at-risk students who attend after-school programming by school administrative units that choose to operate the program and have at least one public school in which at least 50% of students qualified for a free or reduced-price lunch during the preceding school year.

**Committee Amendment "A" (H-226)**

This amendment, which is the majority report of the committee, strikes the emergency preamble and the emergency

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clause from the bill.

**Enacted Law Summary**

Public Law 2019, chapter 428 provides for the participation in the federal child and adult care food program to serve at-risk students who attend after-school programming by school administrative units that choose to operate the program and have at least one public school in which at least 50% of students qualified for a free or reduced-price lunch during the preceding school year.

**LD 587      An Act To Require Career Options Education for High School Students      ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
CROCKETT E POULIOT M	ONTP	

This bill makes career and education development a required one-semester course to receive a high school diploma.

**LD 589      Resolve, Directing the State Board of Education To Adopt Rules      ONTP**  
**Prohibiting Teachers in Public Schools from Engaging in Political,**  
**Ideological or Religious Advocacy in the Classroom**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
LOCKMAN L GUERIN S	ONTP	

This resolve directs the State Board of Education to adopt major substantive rules prohibiting teachers in public schools from engaging in political, religious or ideological advocacy in the classroom or from introducing any controversial subject matter that is not germane to the topic of the course being taught, with penalties for violations up to and including termination of the teacher. This resolve requires the State Board of Education to provide written notice of the rules to all affected teachers, parents and students and for teachers to receive annually at least three hours of continuing teacher education to instruct the teachers on the rules. Finally, this resolve requests professional teacher organizations and unions to voluntarily adopt an educator's code of ethics and professional responsibility that incorporates the rules and that specifically prohibits teachers in kindergarten to grade 12 instruction from using the classroom for political indoctrination.

**LD 605      An Act To Improve Antihunger Programs in Maine Schools      ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MOORE M PERRY A	ONTP	

This bill requires the Department of Education on an annual basis to provide information to public schools regarding Internet-based applications for free or reduced-price meals under the National School Lunch Program.

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**LD 610 An Act To Provide Funding for Maine Public**

**CARRIED OVER**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
JORGENSEN E SANBORN L	OTP-AM ONTP	H-401

This bill provides ongoing funds to Maine Public and increases the State's contribution to funding the cost of the emergency alert system.

**Committee Amendment "A" (H-401)**

This amendment, which is the majority report of the committee, decreases the ongoing appropriation to Maine Public because additional funding is included in the Governor's biennial budget.

This bill was reported out of committee and then carried over to any special or regular session, or both, of the 129th Legislature on the Special Appropriations Table by joint order, H.P. 1322.

**LD 626 An Act To Provide Funding for the Naval Museum and Gardens in Brunswick**

**CARRIED OVER**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
TEPLER D CARSON B	OTP-AM ONTP	H-64

This bill, which is a concept draft pursuant to Joint Rule 208, proposes to provide funding for the Brunswick Naval Museum and Memorial Gardens in Brunswick.

**Committee Amendment "A" (H-64)**

This amendment, which is the majority report of the committee, replaces the bill, which is a concept draft. The amendment provides one-time funds to the Brunswick Naval Museum and Memorial Gardens to support and preserve Maine's maritime patrol aviation heritage.

This bill was reported out of committee and then carried over to any special or regular session, or both, of the 129th Legislature on the Special Appropriations Table by joint order, H.P. 1322.

**LD 632 An Act To Promote Free, Appropriate Public Education**

**ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
WARREN C LIBBY N	ONTP	

This bill eliminates the provision that requires the Child Development Services System to provide free, appropriate public education to a preschool child with disabilities who reaches five years of age between July 1st and October 15th if the child's individualized education program team determines that it is in the best interest of the child to delay enrollment in kindergarten for one year.

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**LD 642 An Act Regarding Kindergarten Readiness for Children Who Are Deaf and Hard of Hearing**

**PUBLIC 429**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BREEN C PIERCE T	OTP-AM	S-243

This bill requires the Commissioner of Education, beginning July 31, 2020 and annually thereafter, to submit a report to the joint standing committee having jurisdiction over education and cultural affairs of the data specific to language and literacy development of children who are deaf and hard of hearing from birth to five years of age, including children who are deaf or hard of hearing and have other disabilities, that demonstrate the children's language and literacy development relative to their peers who are not deaf or hard of hearing to include any language developmental milestones or parent resources used or disseminated by the department for use in tracking or assessing the expressive and receptive language acquisition of children who are deaf or hard of hearing and to make this report publicly available.

This bill also directs the Commissioner of Education, no later than October 1, 2019, to establish a departmental task force to recommend language developmental milestones from existing resources and current standards and to develop a parent resource portfolio to monitor and track the expressive and receptive language acquisition and developmental stages toward literacy in American Sign Language and English of children who are deaf and hard of hearing and sets criteria for the task force membership.

The bill also directs the Department of Education to select tools and assessments for educators that can be used to assess the language and literacy development of children who are deaf and hard of hearing and to report to the joint standing committee of the Legislature having jurisdiction over education and cultural affairs, by December 15, 2020, on the parent resource portfolio developed by the task force and a procedure to disseminate the parent resource portfolio to parents, a procedure to disseminate the selected tools and assessments to educators and a procedure for educators to use when a child is not progressing in expressive and receptive language skills. The report must include suggested legislation to implement its findings and recommendations, and the joint standing committee of the Legislature having jurisdiction over education and cultural affairs is authorized to report out legislation to the First Regular Session of the 130th Legislature to implement those findings and recommendations.

**Committee Amendment "A" (S-243)**

This amendment removes any preferences in the bill for American Sign Language. The amendment also adjusts reporting dates throughout the bill.

The amendment also directs the Commissioner of Education no later than November 1, 2019 to establish a departmental task force to recommend language developmental milestones from existing resources and current standards and to develop a parent resource portfolio to monitor and track the expressive and receptive language acquisition and developmental stages toward literacy in American Sign Language or English, or both, of children who are deaf and hard of hearing and sets criteria for the task force membership.

The bill directs the Department of Education to select tools and assessments for educators that can be used to assess the language and literacy development of children who are deaf and hard of hearing and to report to the joint standing committee of the Legislature having jurisdiction over education and cultural affairs. The amendment requires the department to submit an interim report no later than March 1, 2020 and a final report no later than January 1, 2021 on the parent resource portfolio developed by the task force and a procedure to disseminate the parent resource portfolio to parents, a procedure to disseminate the selected tools and assessments to educators and a procedure for educators to use when a child is not progressing in expressive and receptive language skills.

The amendment also adds an appropriations and allocations section.

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### **Enacted Law Summary**

Public Law 2019, chapter 429 requires the Commissioner of Education, beginning July 31, 2020 and annually thereafter, to submit a report to the joint standing committee having jurisdiction over education and cultural affairs of the data specific to language and literacy development of children who are deaf and hard of hearing from birth to five years of age, including children who are deaf or hard of hearing and have other disabilities, that demonstrate the children's language and literacy development relative to their peers who are not deaf or hard of hearing to include any language developmental milestones or parent resources used or disseminated by the department for use in tracking or assessing the expressive and receptive language acquisition of children who are deaf or hard of hearing and to make this report publicly available.

The law also directs the Commissioner of Education no later than November 1, 2019 to establish a departmental task force to recommend language developmental milestones from existing resources and current standards and to develop a parent resource portfolio to monitor and track the expressive and receptive language acquisition and developmental stages toward literacy in American Sign Language or English, or both, of children who are deaf and hard of hearing and sets criteria for the task force membership.

The law directs the Department of Education to select tools and assessments for educators that can be used to assess the language and literacy development of children who are deaf and hard of hearing and to report to the joint standing committee of the Legislature having jurisdiction over education and cultural affairs.

The law requires the department to submit an interim report no later than March 1, 2020 and a final report no later than January 1, 2021 on the parent resource portfolio developed by the task force and a procedure to disseminate the parent resource portfolio to parents, a procedure to disseminate the selected tools and assessments to educators and a procedure for educators to use when a child is not progressing in expressive and receptive language skills.

### **LD 651      **Resolve, To Facilitate School Access to Federal Title I Funds and Improve the Delivery of Special Education Services****

**RESOLVE 29**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
FARNSWORTH D BELLOWS S	OTP-AM	H-154

This bill makes the following changes to the laws governing special education.

1. It adds four provisions to the laws regarding nontraditional limited purpose schools that were part of Department of Education rule Chapter 250 which has been repealed.
2. It adds response to intervention systems to the minimum requirements for basic school approval to ensure an all-encompassing, tiered system of support for general and special education students. It also clarifies that rules regarding those requirements are major substantive rules.
3. It facilitates collaboration between general education and special education, including a clarification that the Department of Education is required to facilitate a process to help schools apply for schoolwide status with respect to federal Title I funds.
4. It promotes dual certification programs by the Department of Education and the State Board of Education.
5. It requires recodification of the Maine Revised Statutes, Title 20-A, Part 4, subpart 1, concerning special education, by the Office of Policy and Legal Analysis and the Office of the Revisor of Statutes.
6. It requires a review of the purpose of the maintenance of effort funding component of the essential programs and

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services funding formula and whether it is accomplishing this purpose and how to increase equity among all school administrative units.

7. It requires a review and improvement of MaineCare billing systems and procedures through a pilot program through the Department of Education in collaboration with the Department of Health and Human Services.

### **Committee Amendment "A" (H-154)**

This amendment replaces the bill with a resolve. The amendment directs the Department of Education to report to the Joint Standing Committee on Education and Cultural Affairs no later than January 1, 2020 on progress, including recommendations and suggested legislation, on the following:

1. Enhancement of response to intervention to become an all-encompassing multitiered system of support in all school administrative units and removing the regulations on general education interventions from Department of Education rule Chapter 101: Maine Unified Special Education Regulation Birth to Age Twenty and amending rule Chapter 125: Basic Approval Standards: Public Schools and School Administrative Units to include regulations on general education interventions;
2. Facilitation of the process by which schools apply for schoolwide status with respect to funds under Title I of the federal Elementary and Secondary Education Act of 1965;
3. Increased use of dual certification programs for general education and special education certifications;
4. Review of the maintenance of effort funding component of the essential programs and services funding formula; and
5. Improvement of regional programs that facilitate MaineCare billing for medically necessary services for schools.

The Joint Standing Committee on Education and Cultural Affairs may report out a bill to the Second Regular Session of the 129th Legislature to implement any recommendations in the report.

### **Enacted Law Summary**

Resolve 2019, chapter 29 directs the Department of Education to report to the Joint Standing Committee on Education and Cultural Affairs no later than January 1, 2020 on progress, including recommendations and suggested legislation, on the following:

1. Enhancement of response to intervention to become an all-encompassing multitiered system of support in all school administrative units and removing the regulations on general education interventions from Department of Education rule Chapter 101: Maine Unified Special Education Regulation Birth to Age Twenty and amending rule Chapter 125: Basic Approval Standards: Public Schools and School Administrative Units to include regulations on general education interventions;
2. Facilitation of the process by which schools apply for schoolwide status with respect to funds under Title I of the federal Elementary and Secondary Education Act of 1965;
3. Increased use of dual certification programs for general education and special education certifications;
4. Review of the maintenance of effort funding component of the essential programs and services funding formula; and
5. Improvement of regional programs that facilitate MaineCare billing for medically necessary services for schools.

The Joint Standing Committee on Education and Cultural Affairs may report out a bill to the Second Regular

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Session of the 129th Legislature to implement any recommendations in the report.

**LD 654      An Act Regarding Instruction in Civics in Secondary Schools      ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
ORDWAY L DAVIS P	ONTP	

This bill clarifies that instruction in civics is part of the comprehensive program of instruction in secondary schools and also adds civics to the parameters for essential instruction and graduation requirements in the system of learning results.

**LD 662      An Act To Count Study Abroad toward Secondary School Credit      CARRIED OVER**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
FECTEAU J POULIOT M	OTP-AM	H-54

This bill requires school administrative units to award course credit to students who have studied abroad by awarding the student elective credit based on hours of instruction received abroad or by awarding credit hours in the relevant content area if the student receives third-party certification or if the student passes a summative assessment.

**Committee Amendment "A" (H-54)**

This amendment amends the bill by requiring school boards to adopt a policy on awarding credit to students who have studied abroad. The school board may include in the policy that the school administrative unit award credit as elective credit, through third-party certification or based on a summative assessment.

This amendment also requires the Department of Education to issue an administrative letter to school boards and superintendents addressing the benefits of proactive communication between the school administrative unit and parents of a student and the student regarding the credit options available to the student prior to the student's participation in the study abroad program.

This amendment also incorporates a fiscal note. The fiscal note identifies the requirement that local school boards adopt a policy on awarding credit to students who have studied abroad as a potential unfunded state mandate. The committee reviewed the fiscal note and determined that requiring a school board to adopt a policy on awarding credit to students who have studied abroad is not a mandate. Because school boards have a duty to adopt policies that govern school administrative units pursuant to the Maine Revised Statutes, Title 20-A, section 1001, subsection 1-A, and because Title 20-A requires school administrative units to provide students with opportunities for learning in multiple pathways, the requirement that local school boards adopt a policy on awarding credit to students who have studied abroad does not require an expansion or modification of activities so as to necessitate additional expenditures.

This bill was reported out of committee and then carried over to any special or regular session, or both, of the 129th Legislature on the Special Appropriations Table by joint order, H.P. 1322.

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**LD 664      An Act To Organize Biannual County Meetings for Local School Boards      ONTP**

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

This bill requires the State Board of Education to organize a biannual meeting in each county for the school boards in each county to engage in peer-to-peer discussions, develop new ideas and review proposed rule changes by the Department of Education and other policies and issues impacting school administrative units. Each school board may send up to three representatives, and the state board shall send at least one representative to the biannual county meeting. Costs for a biannual county meeting must be split between the state board and the school administrative units in that county.

**LD 665      Resolve, Directing the Office of the Attorney General To Review Free Speech on Public College and University Campuses      CARRIED OVER**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
ANDREWS J FARRIN B	OTP-AM OTP-AM	H-395

This bill authorizes a person who wishes to engage in an expressive activity, as defined in the bill, in an outdoor area of campus of a public institution of higher education to do so freely as long as the person's conduct is lawful and does not materially and substantially disrupt the functioning of the public institution of higher education. It prohibits a public institution of higher education from designating an area of campus as a free speech zone or otherwise creating policies restricting expressive activities to a particular outdoor area of campus, except that it allows public institutions of higher education to create and enforce restrictions on time, place and manner of expression that are reasonable and content-neutral. The Attorney General has the authority to enforce compliance, and a person whose rights are violated may bring an action to enjoin violations and to recover compensatory damages, reasonable court costs and attorney's fees.

**Committee Amendment "A" (H-395)**

This amendment, which is the majority report of the committee, directs the Office of the Attorney General to review whether there have been any instances in the State in which the University of Maine System, Maine Community College System or Maine Maritime Academy has violated or otherwise restricted a student's free speech rights protected under the United States Constitution, Amendment I and the Constitution of Maine, Article I, review whether additional protections are necessary under state law and report to the Joint Standing Committee on Judiciary no later than January 1, 2020. The Joint Standing Committee on Judiciary may report out a bill to the Second Regular Session of the 129th Legislature. The amendment also adds an appropriations and allocations section.

This bill was reported out of committee and carried over to any special or regular session, or both, of the 129th Legislature on the Special Appropriations Table by joint order, H.P. 1322.

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**LD 672      An Act To Allow Local Flexibility in Teacher Assignment To Enhance Student Achievement      Accepted Majority (ONTP) Report**

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

This bill allows a holder of a professional teacher certificate to teach no more than 20% of the teacher's teaching assignment outside the teacher's area of endorsement. It also requires a superintendent to notify and provide certain details to the Commissioner of Education when a teacher is assigned to teach outside the teacher's area of endorsement.

**LD 685      An Act To Amend the Laws Governing the Maine School for Marine Science, Technology, Transportation and Engineering      ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
CUDDY S HERBIG E	ONTP	

This bill, which is a concept draft pursuant to Joint Rule 208, proposes to amend the laws governing the Maine School for Marine Science, Technology, Transportation and Engineering.

**LD 701      An Act To Modernize the National School Lunch Program and the School Breakfast Program      PUBLIC 480**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BELLOWS S KORNFIELD V	OTP-AM	S-139 S-329    BREEN C

Current law requires the Department of Education to make information available to public schools regarding Internet-based applications for free or reduced-price meals under the National School Lunch Program. This bill requires the department to develop and make available to public schools a specific Internet-based application for the National School Lunch Program as well as for the School Breakfast Program. A public school that implements the Internet-based application process is required to continue to distribute paper applications for school meals to all students.

**Committee Amendment "A" (S-139)**

This amendment provides that the Department of Education is required to contract for the development and implementation of an Internet-based application for free or reduced-price meals under the National School Lunch Program and the School Breakfast Program. The amendment provides that a public school implementing the Internet-based application is solely responsible for processing that school's online applications. The amendment also provides that the department may contract with a third-party vendor to develop and implement the Internet-based application for free or reduced-price school meals. The amendment also adds an appropriations and allocations section.

**Senate Amendment "A" To Committee Amendment "A" (S-329)**

This amendment removes the emergency preamble and emergency clause. This amendment also provides ongoing General Fund appropriations of \$150,000 per year beginning in fiscal year 2019-20 for the cost to develop and

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maintain an Internet-based application for free or reduced-price meals and a one-time General Fund appropriation of \$500,000 in fiscal year 2019-20 to eligible school administrative units that start or expand alternative breakfast delivery services that provide breakfast after the start of the school day.

This amendment also requires the State Controller to transfer \$650,000 to the unappropriated surplus of the General Fund no later than June 30, 2020 and \$150,000 no later than June 30, 2021 from the Medical Use of Marijuana Fund, established in the Maine Revised Statutes, Title 22, section 2430.

**Enacted Law Summary**

Public Law 2019, chapter 480 requires the department to develop and make available to public schools a specific Internet-based application for the National School Lunch Program as well as for the School Breakfast Program. A public school that implements the Internet-based application process is required to continue to distribute paper applications for school meals to all students.

The law requires the Department of Education to contract for the development and implementation of an Internet-based application for free or reduced-price meals under the National School Lunch Program and the School Breakfast Program. The law provides that a public school implementing the Internet-based application is solely responsible for processing that school's online applications.

The law also provides ongoing General Fund appropriations of \$150,000 per year beginning in fiscal year 2019-20 for the cost to develop and maintain an Internet-based application for free or reduced-price meals and a one-time General Fund appropriation of \$500,000 in fiscal year 2019-20 to eligible school administrative units that start or expand alternative breakfast delivery services that provide breakfast after the start of the school day.

The law also requires the State Controller to transfer \$650,000 to the unappropriated surplus of the General Fund no later than June 30, 2020 and \$150,000 no later than June 30, 2021 from the Medical Use of Marijuana Fund, established in the Maine Revised Statutes, Title 22, section 2430.

**LD 703      An Act To Help Maine Students Succeed**

**CARRIED OVER**

Sponsor(s)  
MILLETT R

Committee Report

Amendments Adopted

This bill is a concept draft pursuant to Joint Rule 208. This bill proposes to help Maine students succeed.

This bill was carried over to any special or regular session, or both, of the 129th Legislature by joint order, H.P. 1322.

**LD 711      Resolve, To Establish a Commission To Study and Recommend a  
Minimum Age for Participation in Tackle Football**

**ONTP**

Sponsor(s)  
BRENNAN M  
VITELLI E

Committee Report  
ONTP

Amendments Adopted

This resolve establishes the Commission To Study and Recommend a Minimum Age for Participation in Tackle Football. The commission is required to submit a report, including suggested legislation, for presentation to the Second Regular Session of the 129th Legislature.

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**LD 712 An Act To Increase the School Construction Debt Service Limit**

**CARRIED OVER**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BRENNAN M CHIPMAN B	OTP-AM ONTP	H-290

This bill amends the school funding formula to fund after-school programs based on the state share percentage and to fund public preschool programs at 50% of the cost of the programs, or if a school administrative unit's state share percentage is greater than 50%, to fund the unit's public preschool program at the state share percentage. The bill also increases the additional weight for economically disadvantaged students from 0.15 to 1.5. The bill also raises the maximum debt service limit for school construction projects from \$126,000,000 to \$150,000,000 beginning in 2020.

**Committee Amendment "A" (H-290)**

This amendment, which is the majority report of the committee, changes the title and strikes all sections of the bill except the provision that raises the maximum debt service limit for school construction projects from \$126,000,000 to \$150,000,000 beginning in 2020.

This bill was reported out of committee and carried over to any special or regular session, or both, of the 129th Legislature on the Special Appropriations Table by joint order, H.P. 1322.

**LD 714 An Act To Prohibit Public Charter Schools from Expending Funds for Advertising**

**ONTP**

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

This bill prohibits a public charter school from paying for advertising in print media or on television, radio, yard signs or digital or electronic media.

**LD 718 An Act To Increase Funding for Adult Basic Literacy, Workplace Education and College Preparedness**

**ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
TALBOT ROSS R DOW D	ONTP	

This bill provides an increase in funding for the adult education subsidy to local school units that operate adult education programs. It also provides targeted funds to improve the capacity of local adult education programs to meet students' academic and work readiness and training needs.

**LD 721 An Act To Encourage Public Participation in School Board Meetings**

**PUBLIC 293**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
CUDDY S	OTP-AM ONTP	H-394

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This bill requires school boards to hold public comment periods at the beginning of each school board meeting.

### **Committee Amendment "A" (H-394)**

This amendment, which is the majority report of the committee, removes the provision that a school board must provide the opportunity for the public to comment at the beginning of each school board meeting and instead requires that a school board provide the opportunity for the public to comment at a school board meeting. A school board meeting is defined as a full meeting of the school board that does not include meetings of subcommittees.

### **Enacted Law Summary**

Public Law 2019, chapter 293 requires that school boards provide the opportunity for the public to comment at a school board meetings, which are defined as a full meeting of the school board and does not include meetings of subcommittees.

### **LD 727      An Act Concerning Funding of Alternative Organizational Structures      ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
TUELL W MOORE M	ONTP	

This bill requires alternative organizational structures, a type of school administrative unit, to be funded at the same level as school management and leadership centers.

### **LD 729      An Act Regarding the Probationary Period for Teachers      ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
DODGE J BELLOWS S	ONTP	

This bill provides that if a teacher completed a three-year probationary period in a school administrative unit and later teaches in another school administrative unit, that teacher will only have a one-year probationary period in the new school administrative unit.

LD 345, An Act to Help New Teachers Succeed, which was enacted as Public Law 2019, chapter 132, requires that, beginning with teachers hired for the 2020-2021 school year, the probationary period for all teachers may not exceed two years.

### **LD 736      An Act To Protect Students during Elections Held at Their Schools      ONTP**

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

This bill requires that when an election is held with a school as a voting place, the school must either be closed or secured according to a plan approved by the municipal law enforcement agency responsible for protecting that school. See also LD 858.

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**LD 750      An Act To Allow Junior Reserve Officers' Training Corps Instructors To Instruct without State Certification      Accepted Majority (ONTP) Report**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
HARRINGTON M POULIOT M	ONTP OTP-AM	

This bill exempts from teacher certification requirements a federal Junior Reserve Officers' Training Corps instructor certified by the United States Department of Defense providing Junior Reserve Officers' Training Corps instruction to students in grade 9 to grade 12.

**Committee Amendment "A" (H-142)**

This amendment, which is the minority report of the committee, strikes and replaces the bill and directs the State Board of Education to adopt rules providing certification and endorsement for federal Junior Reserve Officers' Training Corps instructors to provide Junior Reserve Officers' Training Corps instruction to students in grade 9 to grade 12.

This amendment was not adopted.

In LD 1478, Resolve, Regarding Legislative Review of Chapter 115: The Credentialing of Education Personnel, a Late-filed Major Substantive Rule of the Department of Education, the committee voted to include a secondary teacher endorsement for a Junior Reserve Officers' Training Corps teacher, which would allow the holder of that endorsement to serve as a Junior Reserve Officers' Training Corps teacher for students from grade 9 to grade 12, and include that an applicant for such endorsement must be required to meet applicable general credentialing requirements must be required to satisfy additional specific eligibility requirements as determined by the department and that the rule must provide that an applicant who does not meet such additional eligibility requirements is eligible for a conditional certificate upon a determination that the applicant has received a Junior Reserve Officers' Training Corps instructor certification from the United States Department of Defense in accordance with the applicable standards of the United States Department of Defense for senior military instructors and has completed a course approved by the department regarding the teaching of exceptional students in the regular classroom. LD 1478 was finally passed as Resolve 2019, chapter 101.

**LD 760      An Act To Prohibit the University of Maine System, the Maine Community College System and the Maine Maritime Academy from Considering the Criminal Records of Applicants      Leave to Withdraw Pursuant to Joint Rule**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
TALBOT ROSS R BELLOWS S		

This bill prohibits the University of Maine System, the Maine Community College System and the Maine Maritime Academy from inquiring about or considering the criminal record of an applicant for admission to any postsecondary educational program.

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**LD 770 An Act To Provide for a Later Starting Time for High Schools**

**Accepted Majority  
(ONTP) Report**

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

This bill requires that, by September 1, 2020, each school administrative unit ensure that its secondary schools' school days start no earlier than 8:30 a.m.

**Committee Amendment "A" (H-130)**

This amendment, which is the minority report of the committee, allows a school administrative unit to authorize its secondary schools' school days to start no earlier than 8:30 a.m.

This amendment was not adopted.

**LD 773 An Act Regarding Secondary School Education Concerning Sexual Activity and Sexual Assault**

**PUBLIC 196**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
DAUGHTRY M ACKLEY K	OTP-AM	H-266

This bill requires the Commissioner of Education to review the content standards and performance indicators for the content area of health, physical education and wellness, including instruction on affirmative consent, communication and decision making regarding sexual activity and the effects of alcoholic drinks, stimulants and narcotics on the ability to give affirmative consent, communicate and make appropriate decisions, beginning in the 2019-2020 school year as part of the commissioner's five-year review cycle of the content standards and performance indicators required under the system of learning results.

**Committee Amendment "A" (H-266)**

This amendment adds a mandate preamble.

**Enacted Law Summary**

Public Law 2019, chapter 196 requires the Commissioner of Education to review the content standards and performance indicators for the content area of health, physical education and wellness, including instruction on affirmative consent, communication and decision making regarding sexual activity and the effects of alcoholic drinks, stimulants and narcotics on the ability to give affirmative consent, communicate and make appropriate decisions, beginning in the 2019-2020 school year as part of the commissioner's five-year review cycle of the content standards and performance indicators required under the system of learning results.

**LD 791 An Act To Provide School Districts with Full State Funding for Students with High-cost Special Education Needs**

**CARRIED OVER**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MIRAMANT D EVANGELOS J		

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This bill requires the State, beginning July 1, 2020, to provide a school administrative unit 100% of the funding needed for high-cost special education students.

This bill was carried over to any special or regular session, or both, of the 129th Legislature by joint order, H.P. 1322.

**LD 798      An Act To Protect Maine Children and Students from Preventable Diseases by Repealing Certain Exemptions from the Laws Governing Immunization Requirements**

**PUBLIC 154**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
TIPPING R WOODSOME D	OTP-AM ONTP	H-120

Current law allows exemptions from immunization requirements based on religious or philosophical beliefs for students in elementary and secondary schools and postsecondary schools and employees of nursery schools and health care facilities. This bill removes those exemptions.

The bill also directs the Department of Education and the Department of Health and Human Services to remove any immunization exemptions based on religious or philosophical beliefs from their rules and requires the Department of Education to adopt rules allowing a student who is covered by an individualized education plan and has elected a philosophical or religious exemption from immunization requirements to continue to attend school under the existing exemption as long as an appropriate medical professional provides a statement that the medical professional has provided information on the risks and benefits associated with the choice to immunize.

**Committee Amendment "A" (H-120)**

Current law allows exemptions from immunization requirements based on religious or philosophical beliefs for students in elementary and secondary schools and postsecondary schools and employees of nursery schools and health care facilities. This amendment, which is the majority report, of the committee, removes those exemptions effective September 1, 2021.

Current law relating to enrollment in any public or private elementary or secondary school provides that the superintendent may not permit any child to be enrolled in or to attend school without a certificate of immunization for each disease or other acceptable evidence of required immunization or immunity against the disease except when the parent or child provides a physician's written statement that immunization against one or more of the diseases may be medically inadvisable. Instead, this amendment requires the parent or child to provide a written statement from a licensed physician, nurse practitioner or physician assistant that, in that physician's, nurse practitioner's or physician assistant's professional judgment, immunization against one or more of the diseases may be medically inadvisable.

Current law relating to immunization of students enrolled in any public or private postsecondary school provides that a chief administrative officer may not permit a student to be enrolled in or to attend a school without a certificate of immunization for each disease or other acceptable evidence of required immunization or immunity against the disease except when the parent or the student provides a physician's written statement or a written statement from a school health provider that immunization against one or more of the diseases may be medically inadvisable. Instead, this amendment requires that the parent or the student provide a written statement from a licensed physician, nurse practitioner or physician assistant that, in that physician's, nurse practitioner's or physician assistant's professional judgment, immunization against one or more of the diseases may be medically inadvisable.

This amendment keeps the directive in the unallocated section of the bill to the Department of Education and the Department of Health and Human Services to remove any immunization exemptions based on religious or

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philosophical beliefs from their rules.

This amendment places in statute the directive in the unallocated section of the bill allowing a student who is covered by an individualized education plan and has elected a philosophical or religious exemption from immunization requirements to continue to attend school under the existing exemption as long as a licensed physician, nurse practitioner or physician assistant provides a statement that the physician, nurse practitioner or physician assistant has provided information on the risks and benefits associated with the choice to immunize.

This amendment also requires the Director of the Maine Center for Disease Control and Prevention within the Department of Health and Human Services to submit a report, by January 1st of each odd-numbered year, to the joint standing committees of the Legislature having jurisdiction over health and human services matters and education matters concerning any new developments in the evaluation of vaccine safety and effectiveness. The joint standing committees of the Legislature having jurisdiction over health and human services matters and education matters are each authorized to submit a bill during the legislative session in which the report was submitted.

### **Senate Amendment "A" To Committee Amendment "A" (S-66)**

This amendment retains the elimination of the so-called philosophical exemption from immunization requirements but removes the elimination of the so-called religious exemption from immunization requirements.

This amendment was not adopted.

### **House Amendment "A" To Committee Amendment "A" (H-141)**

This amendment retains the elimination of the so-called philosophical exemption from immunization requirements but removes the elimination of the so-called religious exemption from immunization requirements.

This amendment was not adopted.

### **Enacted Law Summary**

Current law allows exemptions from immunization requirements based on religious or philosophical beliefs for students in elementary and secondary schools and postsecondary schools and employees of nursery schools and health care facilities. Public Law 2019, chapter 154 removes those exemptions effective September 1, 2021.

Current law relating to enrollment in any public or private elementary or secondary school provides that the superintendent may not permit any child to be enrolled in or to attend school without a certificate of immunization for each disease or other acceptable evidence of required immunization or immunity against the disease except when the parent or child provides a physician's written statement that immunization against one or more of the diseases may be medically inadvisable. Public Law 2019, chapter 154 requires the parent or child to provide a written statement from a licensed physician, nurse practitioner or physician assistant that, in that physician's, nurse practitioner's or physician assistant's professional judgment, immunization against one or more of the diseases may be medically inadvisable.

Current law relating to immunization of students enrolled in any public or private postsecondary school provides that a chief administrative officer may not permit a student to be enrolled in or to attend a school without a certificate of immunization for each disease or other acceptable evidence of required immunization or immunity against the disease except when the parent or the student provides a physician's written statement or a written statement from a school health provider that immunization against one or more of the diseases may be medically inadvisable. Public Law 2019, chapter 154 requires that the parent or the student provide a written statement from a licensed physician, nurse practitioner or physician assistant that, in that physician's, nurse practitioner's or physician assistant's professional judgment, immunization against one or more of the diseases may be medically inadvisable.

Public Law 2019, chapter 154 allows a student who is covered by an individualized education plan and has elected a philosophical or religious exemption from immunization requirements to continue to attend school under the

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existing exemption as long as a licensed physician, nurse practitioner or physician assistant provides a statement that the physician, nurse practitioner or physician assistant has provided information on the risks and benefits associated with the choice to immunize.

Public Law 2019, chapter 154 requires the Director of the Maine Center for Disease Control and Prevention within the Department of Health and Human Services to submit a report, by January 1st of each odd-numbered year, to the joint standing committees of the Legislature having jurisdiction over health and human services matters and education matters concerning any new developments in the evaluation of vaccine safety and effectiveness. The joint standing committees of the Legislature having jurisdiction over health and human services matters and education matters are each authorized to submit a bill during the legislative session in which the report was submitted.

<b>LD 843</b>	<b>An Act To Clarify Parental Consent Regarding the Release of Student Information</b>	<b>Leave to Withdraw Pursuant to Joint Rule</b>
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<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
RYKERSON D		

This bill, which is a concept draft pursuant to Joint Rule 208, proposes to clarify the laws governing parental consent regarding the release of student information.

<b>LD 852</b>	<b>Resolve, To Establish the Task Force To Study the Coordination of Services and Expansion of Educational Programs for Young Adults with Disabilities</b>	<b>Died On Adjournment</b>
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<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
PEBORTH S LUCHINI L	OTP-AM	H-126

This bill is a concept draft pursuant to Joint Rule 208. This bill proposes to establish a task force to study the benefits, assessments and expansion of continuing education programs for young adults with disabilities after high school. The members of the task force would include a variety of experts, providers and parents, and the task force would be charged with developing recommendations to enhance the coordination of programs and recommend targeted reforms to ensure the most efficient and effective provision of services. This bill would also implement targeted reforms that have been recommended by existing or previous task forces.

### **Committee Amendment "A" (H-126)**

This amendment establishes the Task Force To Study the Coordination of Services and Expansion of Educational Programs for Young Adults with Disabilities. The membership of the task force consists of Legislators who serve on the joint standing committees of the Legislature having jurisdiction over education and cultural affairs, health and human services matters and labor and housing matters, the Commissioner of Education, the Commissioner of Health and Human Services and the Commissioner of Labor and members of organizations or associations knowledgeable about services for young adults with disabilities after high school. The Commissioner of Education convenes the task force, which must hold a minimum of four meetings and submit a report to the joint standing committees of the Legislature having jurisdiction over education and cultural affairs, health and human services matters and labor and housing matters on recommendations and targeted reforms to improve the efficiency and effectiveness of services provided by different agencies and continuing educational opportunities for young adults with disabilities after high school.

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**Senate Amendment "A" To Committee Amendment "A" (S-350)**

This amendment increases the number of Senators appointed to serve on the task force from one Senator to two Senators, changes the method of appointing the task force chairs and changes the reporting date.

This amendment was not adopted.

**LD 858      Resolve, Directing the Department of Education To Study and Make Recommendations Relating to School Safety and Security**

**RESOLVE 26**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
COREY P POULIOT M	OTP-AM	H-128

This resolve directs the Department of Education to study and make recommendations for the establishment of a Maine School Safety Center based on a report created by Safe Havens International, the top recommendation of which was the establishment of such a center. The department is directed to issue a report, including its recommendations for the establishment of a center and any suggested legislation, to the Joint Standing Committee on Education and Cultural Affairs by October 15, 2019. The joint standing committee is authorized to submit a bill to the Second Regular Session of the 129th Legislature.

**Committee Amendment "A" (H-128)**

This amendment clarifies that the Department of Education is required to study and make recommendations relating to school safety and security, including, but not limited to, planning to mitigate the potential risks associated with opening school facilities to the public when a school is used as a polling place and the establishment of a Maine School Safety Center. The amendment requires the department to submit a preliminary report to the Joint Standing Committee on Education and Cultural Affairs by December 15, 2019 and a final report by December 15, 2020. The amendment authorizes the joint standing committee to submit a bill to the First Regular Session of the 130th Legislature instead of the Second Regular Session of the 129th Legislature as proposed in the bill.

**Enacted Law Summary**

Resolve 2019, chapter 26 requires the Department of Education to study and make recommendations relating to school safety and security, including, but not limited to, planning to mitigate the potential risks associated with opening school facilities to the public when a school is used as a polling place and the establishment of a Maine School Safety Center. The law requires the department to submit a preliminary report to the Joint Standing Committee on Education and Cultural Affairs by December 15, 2019 and a final report by December 15, 2020. The law authorizes the joint standing committee to submit a bill to the First Regular Session of the 130th Legislature.

**LD 860      An Act To Establish the Maine Community College System No-cost Tuition Program**

**CARRIED OVER**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BRENNAN M LIBBY N		

This bill establishes the Maine Community College System No-cost Tuition Program. Under the program, Maine residents who are determined to be eligible students and who are enrolled in an eligible course of study at a college within the Maine Community College System are eligible for a grant to cover the cost of tuition and mandatory fees, less any federal financial aid or other financial assistance that the student receives that is not required to be repaid. The Maine Community College System must include in its biennial budget for presentation to the Governor and the

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Legislature the estimated full funding for the Maine Community College System No-cost Tuition Program.

This bill was carried over to any special or regular session, or both, of the 129th Legislature by joint order, H.P. 1322.

**LD 866 An Act To Support College Completion by Homeless Youth in Maine**

**HELD BY  
GOVERNOR**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BRENNAN M CARSON B	OTP-AM	H-321

This bill requires institutions of higher education in the State to designate an existing staff member to serve as a liaison for homeless youth who are enrolled in that institution of higher education. The bill also requires institutions of higher education to give homeless youth priority for on-campus housing, develop a plan to provide homeless youth housing during school breaks and allow homeless youth who are enrolled part-time to access on-campus housing during the homeless youth's first year of school. The bill also expands the tuition waiver for state postsecondary educational institutions to include tuition waivers for homeless youth.

**Committee Amendment "A" (H-321)**

This amendment, which strikes and replaces the bill, does the following.

1. It defines a homeless student as a student under 25 years of age who has been verified, at any time during the 24 months immediately preceding the student's admission to or while enrolled in a state postsecondary educational institution, as a homeless child or youth as defined in the federal McKinney-Vento Homeless Education Assistance Improvements Act of 2001.
2. It allows each state postsecondary educational institution to designate a staff member as the homeless student liaison.
3. It authorizes each state postsecondary educational institution to award a homeless student a financial assistance grant, which is limited to the amount of the cost of tuition less all other financial aid received that a student is not required to repay. The availability of the grant and the amount of the grant is also subject to the amounts appropriated by the Legislature.

**LD 882 Resolve, To Require the Examination of the System of Learning Results**

**CARRIED OVER**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
SAMPSON H LIBBY N		

This resolve directs the Department of Education to convene a working group to study the system of learning results and to submit a report by December 4, 2019 to the Joint Standing Committee on Education and Cultural Affairs, which may submit legislation to the Second Regular Session of the 129th Legislature.

This bill was carried over to any special or regular session, or both, of the 129th Legislature by joint order, H.P. 1322.

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**LD 898      An Act To Provide for Support for New Educators**

**PUBLIC 518**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MILLETT R MCCREAD D	OTP-AM OTP-AM	S-59 S-332    BREEN C

This bill does the following.

1. It proposes to improve teacher quality in the State by amending the current statutes related to programs involving teacher preparation, support systems for conditionally certified teachers and educational specialists, teacher certification and teacher salaries and funding college loans for students enrolled in a program of study leading to certification as a teacher.
2. It expands the student teaching experience and academic achievement requirements for candidates for a professional teacher certificate. It specifies the number of hours of practicum an applicant must complete and clarifies the time frame during which the student teaching experience must occur. The bill enacts a grade point average requirement with respect to applicants recommended by educational institutions offering teacher preparation programs.
3. It strengthens the support and mentoring systems required to provide assistance for teachers, including teachers certified for less than five years, and requires the Commissioner of Education to pay salary supplements to teachers who are involved in the operation of such systems. The bill provides that a school administrative unit may not employ a conditionally certified teacher or educational specialist unless it has an approved, locally designed support and mentoring system or has received specific authorization from the commissioner.
4. It increases the minimum salary for certified teachers to \$40,000 beginning with the 2020-2021 school year and provides that a certified teacher's salary may not remain at the minimum level for longer than two years. The bill includes in the school funding formula state funding for the incremental costs of meeting this minimum in fiscal year 2020-21, state funding for 66% of these incremental costs in fiscal year 2021-22 and state funding for 33% of these incremental costs in fiscal year 2022-23.
5. It requires the State Board of Education to amend its rule Chapter 114: Purpose, Standards and Procedures for the Review and Approval of Preparation Programs for Education Personnel to articulate and outline clear standards for a memorandum of understanding between student teachers, teacher preparation programs and participating school administrative units.
6. It directs the Governor to appoint members to vacant positions on the Professional Standards Board by November 1, 2019 and directs the board to convene a meeting by December 1, 2019.
7. It provides additional appropriations for the Educators for Maine Program within the Finance Authority of Maine in order to double the annual investment of state loan funds awarded to eligible students.

**Committee Amendment "A" (S-59)**

This amendment, which is the majority report of the committee, removes the requirement that a support and mentoring system must be approved by the Commissioner of Education and it clarifies that the support and mentoring system is a peer support and mentoring system and that it must include opportunities for educators to share, learn and improve their practice in collaboration with peers, be formative in nature and be for the sole

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purpose of ongoing professional growth for educators.

This amendment also removes the provisions of the bill on teacher preparation programs and salary supplements for approved support and mentoring systems for teacher certification and the appropriations for the Educators for Maine Program under the Finance Authority of Maine.

### **Committee Amendment "B" (S-60)**

This amendment, which is the minority report of the committee and replaces the bill, provides for statewide collective bargaining for teachers beginning January 1, 2021. The amendment directs the Department of Administrative and Financial Services to develop a plan to implement statewide collective bargaining for teachers and requires that the plan be designed to permit school administrative units to maintain local control and direction of teacher employment; to include for all public school teachers a uniform compensation system that is competitive and fair throughout the State; and to maximize opportunities for certain economies of scale through the statewide negotiation of teachers' benefits, including, but not limited to, health insurance. The department is directed to submit its plan, together with proposed implementing legislation, for introduction to the Second Regular Session of the 129th Legislature.

This amendment was not adopted.

### **Senate Amendment "A" To Committee Amendment "A" (S-332)**

This amendment removes the sections of the bill relating to establishing a minimum salary of \$40,000 for certified teachers starting after June 30, 2020.

### **Enacted Law Summary**

Public Law 2019, chapter 518 provides that a school administrative unit may not employ a conditionally certified teacher or educational specialist unless it has a locally designed support and mentoring system and provides that for at least the first two years of employment of a conditionally certified teacher, ensure that the conditionally certified teacher or education specialist receives high-quality professional development and provide a program of intensive supervision for the conditionally certified teacher.

Public Law 2019, chapter 518 also provides that the purpose of the peer support and mentoring system is to provide strong support services and mentoring programs that are sustained, intensive and classroom-focused in order to have positive and lasting effect on classroom instruction and develop good teaching and classroom management, provide assistance to and review for all individuals who are candidates for a higher level certificate, and assist all teachers in becoming better teachers. It also provides that the peer mentoring and support system must include opportunities for all educators to share, learn, and continually improve practices as educators in collaboration with peers and must be formative in nature and be for the sole purpose of ongoing professional growth for educators.

Public Law 2019, chapter 518 also requires the Governor to appoint members for all vacant positions on the Professional Standards Board no later than November 1, 2019, and that the Professional Standards Board must convene a meeting no later than December 1, 2019.

L.D. 1001, enacted as Public Law 2019, chapter 343, includes provisions for increasing the minimum teacher salary to \$40,000 by the school year starting after June 30, 2022.

### **LD 930 An Act To Give Maine Schools Additional Options To Make Up Missed School Days**

**PUBLIC 105**

#### Sponsor(s)

PIERCE T  
BREEN C

#### Committee Report

OTP-AM

#### Amendments Adopted

H-127

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This bill includes in the statutes Department of Education rules governing how school administrative units may make up school days missed due to weather or emergency closures, including rescheduling or shortening scheduled vacation periods, postponing the scheduled closing date of school and conducting classes during the weekend. It also allows school administrative units to make up school days by providing students with packets of homework the completion of which counts as completion of a regular day of school and to develop ways to make up school days not included in law as long as they are incorporated into a plan approved by the Commissioner of Education.

### **Committee Amendment "A" (H-127)**

This amendment strikes the provisions in the bill that propose to add to the statutes provisions in Department of Education rules governing how school administrative units may make up school days missed due to weather or emergency closures, including rescheduling or shortening scheduled vacation periods, postponing the scheduled closing date of school and conducting classes during the weekend. The amendment also strikes the provision allowing school administrative units to make up school days by providing students with packets of homework the completion of which counts as completion of a regular day of school. The amendment leaves in place the provision allowing school administrative units to develop other ways to make up school days missed due to weather or emergency closures not included in law as long as they are incorporated into a plan approved by the Commissioner of Education.

### **Enacted Law Summary**

Public Law 2019, chapter 105 allows school administrative units to develop other ways to make up school days missed due to weather or emergency closures not included in law as long as they are incorporated into a plan approved by the Commissioner of Education.

## **LD 944 An Act To Ban Native American Mascots in All Public Schools**

**PUBLIC 123**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
COLLINGS B VITELLI E	OTP-AM ONTP	H-122

This bill prohibits a public school from having or adopting a name, symbol or image that depicts or refers to a Native American tribe, individual, custom or tradition and that is used as a mascot, nickname, logo, letterhead or team name of the school.

### **Committee Amendment "A" (H-122)**

This amendment, which is the majority report of the committee, adds the University of Maine System and any college within the University of Maine System, the Maine Community College System and any college within the Maine Community College System and the Maine Maritime Academy to the prohibition in the bill on a school having or adopting a name, symbol or image that depicts or refers to a Native American tribe, individual, custom or tradition and that is used as a mascot, nickname, logo, letterhead or team name of the school.

### **Enacted Law Summary**

Public Law 2019, chapter 123 prohibits public schools, the University of Maine System and any college within the University of Maine System, the Maine Community College System and any college within the Maine Community College System and the Maine Maritime Academy from having or adopting a name, symbol or image that depicts or refers to a Native American tribe, individual, custom or tradition and that is used as a mascot, nickname, logo, letterhead or team name of the school.

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**LD 965 An Act To Restrict Cell Phone Use by Students While in School**

**Accepted Majority  
(ONTP) Report**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
SAMPSON H DIAMOND B	ONTP OTP	

This bill requires the Department of Education to adopt major substantive rules restricting the use of cellular telephones by students.

**LD 979 An Act To Provide Consistent Data Regarding Education Funding**

**ONTP**

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

This bill directs the Commissioner of Education to annually post on the Department of Education's publicly accessible website statewide historical financial data on education funding for a period of no less than 10 years.

**LD 985 An Act To Maintain High School Diploma Standards by Repealing Proficiency-based Diploma Standards and Adding the Equivalent in Standards Achievement**

**PUBLIC 202**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
FECTEAU J	OTP-AM	H-322

This bill repeals the provisions of law that allow diplomas indicating graduation from a secondary school to be based on a student's demonstration of proficiency.

**Committee Amendment "A" (H-322)**

This amendment adds to the bill provisions regarding the State's high school diploma standards. It establishes as fundamental policies of the diploma standards that a diploma indicating graduation from a secondary school signifies that the graduate has completed high school diploma requirements and is ready to enter a postsecondary educational program or a career as a clear and effective communicator, a self-directed and lifelong learner, a creative and practical problem solver, a responsible and involved citizen and an informed and integrative thinker; that school administrative units must align their instruction with the system of learning results; and that school administrative units are encouraged to develop innovative multiple pathways that allow all students to learn and demonstrate their achievement through multiple means and measures.

The amendment also provides that instruction in the required subjects may be provided through the current year-based requirements or through the equivalent in standards achievement.

The amendment also requires that a child with a disability who satisfies the local diploma requirements in the manner specified by the child's individualized education plan must be awarded a high school diploma and provides that career and technical education students, consistent with the approval of the commissioner and the local school board, may satisfy instructional requirements through separate or integrated study within the career and technical education school curriculum.

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### Enacted Law Summary

Public Law 2019, chapter 202 repeals the provisions of law that allow diplomas indicating graduation from a secondary school to be based on a student's demonstration of proficiency. It amends the law regarding high school to establish as fundamental policies of the diploma standards that:

1. Establishing that a diploma indicating graduation from a secondary school signifies that the graduate has completed high school diploma requirements and is ready to enter a postsecondary educational program or a career as a clear and effective communicator, a self-directed and lifelong learner, a creative and practical problem solver, a responsible and involved citizen and an informed and integrative thinker;
2. School administrative units must align their instruction with the system of learning results; and that school administrative units are encouraged to develop innovative multiple pathways that allow all students to learn and demonstrate their achievement through multiple means and measures.
3. Instruction in the required subjects may be provided through the current year-based requirements or through the equivalent in standards achievement; and
4. A child with a disability who satisfies the local diploma requirements in the manner specified by the child's individualized education plan must be awarded a high school diploma and provides that career and technical education students, consistent with the approval of the commissioner and the local school board, may satisfy instructional requirements through separate or integrated study within the career and technical education school curriculum.

**LD 987      An Act To Provide Autonomy for Health Care Providers To Practice Patient-centered Care by Amending the Laws Governing Medical Exemptions to Immunization Requirements**

**Accepted Majority (ONTP) Report**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BLACK R SAMPSON H	ONTP OTP	

This bill provides that a medical exemption from immunization for the purposes of attendance at a nursery school, a child care facility, a family child care provider or an elementary, secondary or postsecondary school, or for employees at certain health care facilities, is at the sole discretion of the student's or employee's health care provider. It prohibits the adoption of rules or policies related to medical exemptions, including, but not limited to, rules or policies that establish requirements for medical exemptions and rules or policies requiring the review, acceptance or rejection of medical exemptions. The bill also removes the authority of school boards, the governing boards of private schools and municipalities to have more stringent immunization requirements than state law.

**LD 997      An Act To Promote Social and Emotional Learning and Development for Young Children**

**PUBLIC 481**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BREEN C GATTINE D	OTP-AM ONTP	S-191 S-334 BREEN C

This bill requires the Commissioner of Education to implement, beginning September 1, 2020, a statewide voluntary early childhood consultation program to provide support, guidance and training to families, early care and education teachers and providers working in public elementary schools, child care facilities, family child care settings and Head Start programs serving infants and young children who are experiencing challenging behaviors that put them

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at risk of learning difficulties and removal from early learning settings. The bill requires the Department of Education to design and implement the program and to report to the joint standing committee of the Legislature having jurisdiction over education matters on the implementation of the statewide voluntary early childhood consultation program.

**Committee Amendment "A" (S-191)**

This amendment, which is the majority report of the committee, provides that any record about a child created as a result of an early childhood consultation program must be made available to the parents or guardians of that child and may not become part of the child's education record.

The amendment also stipulates that 50% of the costs of the early childhood consultation program established under the bill is to be funded using funds transferred to the Department of Education by the Department of Health and Human Services that are provided to the Department of Health and Human Services under the Temporary Assistance for Needy Families block grant that are available under Title IV-A of the United States Social Security Act or that are transferred to the Department of Health and Human Services from that block grant authorized under Title XX of the United States Social Security Act.

The amendment also adds an appropriations and allocations section.

**Senate Amendment "A" To Committee Amendment "A" (S-334)**

This amendment changes the responsibility for the statewide voluntary early childhood consultation program from the Department of Education to the Department of Health and Human Services and makes other minor changes to reflect the change in responsibility.

**Enacted Law Summary**

Public Law 2019, chapter 481 requires the Commissioner of Health and Human Services to implement, beginning September 1, 2020, a statewide voluntary early childhood consultation program to provide support, guidance and training to families, early care and education teachers and providers working in public elementary schools, child care facilities, family child care settings and Head Start programs serving infants and young children who are experiencing challenging behaviors that put them at risk of learning difficulties and removal from early learning settings. The law requires the Department of Health and Human Services to design and implement the program and to report to the joint standing committee of the Legislature having jurisdiction over health and human services matters on the implementation of the statewide voluntary early childhood consultation program.

The law provides that any record about a child created as a result of an early childhood consultation program must be made available to the parents or guardians of that child and may not become part of the child's education record.

Public Law 2019, chapter 481 also stipulates that 50% of the costs of the early childhood consultation program established under the bill is to be funded by the Temporary Assistance for Needy Families block grant that are available under Title IV-A of the United States Social Security Act or that are transferred to the Department of Health and Human Services from that block grant authorized under Title XX of the United States Social Security Act.

**LD 1010      Resolve, Directing the Department of Education To Develop a Model School Disciplinary Policy**

**RESOLVE 31**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MORALES V SANBORN L	OTP-AM ONTP	H-129

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This resolve requires the Department of Education to develop a model school disciplinary policy that focuses on positive and restorative interventions designed to strengthen relationships, improve the connection to school, promote a strong sense of accountability and close economic and racial gaps. It also requires the department to provide support to school administrative units that choose to implement the model policy.

### **Committee Amendment "A" (H-129)**

This amendment, which is the majority report of the committee, adds a requirement that the Department of Education's model school disciplinary policy promote interventions designed to close disability-related and gender gaps and requires the department, while developing the model school disciplinary policy, to review existing law regarding disciplinary policies and report back to the Joint Standing Committee on Education and Cultural Affairs on any recommended legislation on disciplinary policies no later than January 15, 2020. The committee may report out a bill to the Second Regular Session of the 129th Legislature to implement the recommendations on school disciplinary policies.

### **Enacted Law Summary**

Resolve 2019, chapter 31 requires the Department of Education to develop a model school disciplinary policy that focuses on positive and restorative interventions designed to strengthen relationships, improve the connection to school, promote a strong sense of accountability and close economic, disability-related, gender and racial gaps and to review existing law regarding disciplinary policies and report back to the Joint Standing Committee on Education and Cultural Affairs on any recommended legislation on disciplinary policies no later than January 15, 2020. The committee may report out a bill to the Second Regular Session of the 129th Legislature to implement the recommendations on school disciplinary policies.

### **LD 1024 An Act To Destigmatize Mental Illness through Health Instruction That Emphasizes the Relationship between Physical and Mental Health in Schools**

**PUBLIC 106**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
CARSON B	OTP-AM	S-58

This bill requires health education instruction in elementary, middle, junior high and high school to include instruction in mental health and the relationship between physical and mental health.

### **Committee Amendment "A" (S-58)**

The bill requires health education instruction in elementary, middle, junior high and high school to include instruction in mental health and the relationship between physical and mental health. This amendment clarifies that health education must include instruction that addresses the relationship between physical and mental health in order to enhance student understanding of attitudes toward and behavior relating to mental illness and to eliminate the stigma associated with mental illness.

### **Enacted Law Summary**

Public Law 2019, chapter 106 requires health education instruction in elementary, middle, junior high and high school to include instruction in mental health and the relationship between physical and mental health. The law also provides that health education must include instruction that addresses the relationship between physical and mental health in order to enhance student understanding of attitudes toward and behavior relating to mental illness and to eliminate the stigma associated with mental illness.

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**LD 1029      An Act To Expand Educational Opportunities for Students Attending Public Secondary Schools with Enrollments of 300 or Fewer Students      ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
HIGGINS N DAVIS P	ONTP	

This bill requires private and public secondary schools with more than 300 students to enter into contracts with secondary schools with 300 or fewer students to establish academic opportunity programs that make available to resident students of the smaller schools the courses and academic programs of the larger schools, including, but not limited to, advanced placement courses, international baccalaureate programs and early college programs. The bill also requires the secondary schools with 300 or fewer students to inform their resident students of the academic opportunity program and provides that the schools participating in an academic opportunity program are not responsible for providing transportation to participating students.

**LD 1035      Resolve, To Streamline the Process by Which Schools Receive Fresh Fruit and Vegetables      Leave to Withdraw Pursuant to Joint Rule**

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

This resolve requires the Department of Education to assist elementary schools with the application process for the Fresh Fruit and Vegetable Program to ensure more fresh fruits and vegetables are available in eligible schools.

**LD 1036      Resolve, Establishing a Task Force To Study the Creation of a Comprehensive Career and Technical Education System and Increased Crosswalks for Academic Credit between Secondary Schools and Career and Technical Education Programs      HELD BY GOVERNOR**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
HIGGINS N HERBIG E	OTP-AM	H-506 S-311    LIBBY N

This resolve establishes the Task Force To Study the Creation of a Comprehensive Career and Technical Education System to examine the feasibility of establishing a comprehensive four-year high school career and technical education program to provide a technical high school setting for middle school students to attend at the completion of grade eight.

**Committee Amendment "A" (H-506)**

This amendment expands the membership of the task force to include a principal of a secondary school, a superintendent of a school administrative unit, an administrator at the University of Maine System and the Commissioner of Education or the commissioner's designee and requires that the member from a community college be an administrator.

This amendment also expands the duties of the task force to require that the task force examine the advantages and disadvantages of a comprehensive four-year career and technical education high school, obstacles to implementation

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and other models of comprehensive four-year career and technical education high schools around the State and on a national level. The task force is also required to examine increasing crosswalks and intersections between technical and occupational knowledge and curricula and academic standards in order to promote multiple pathways for awarding content area credit to students enrolled in career and technical education programs.

This amendment also requires the task force to seek funding contributions to fully fund the costs of the task force. If sufficient funding is not received within 30 days after the effective date of the resolve, no meetings are authorized and no expenses of any kind may be incurred or reimbursed.

**Senate Amendment "A" To Committee Amendment "A" (S-311)**

This amendment increases the membership of the task force from 14 to 16 members by adding one additional member of the House of Representatives and one additional member of the Senate and specifies that the House and Senate appointments must include a member from each of the two parties holding the largest number of seats in the Legislature, which conforms with Joint Rule 353.

**LD 1043 An Act To Establish Universal Public Preschool Programs**

**CARRIED OVER**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
KORNFIELD V MILLETT R	OTP-AM	H-256

This bill specifies that it is the goal of the State to ensure that public preschool programs for children four years of age are offered by all school administrative units by the 2020-2021 school year. In order to achieve that goal, this bill requires the Department of Education to develop recommendations and report back to the Joint Standing Committee on Education and Cultural Affairs by January 1, 2020. Recommendations must include:

1. Standards for public preschool programs;
2. A process for approval and certification of programs not operated by a school administrative unit, including, but not limited to, a Head Start program or other program affiliated with the school administrative unit; and
3. Funding for public preschool programs.

The Joint Standing Committee on Education and Cultural Affairs may report out legislation to the Second Regular Session of the 129th Legislature to implement the recommendations in the report.

**Committee Amendment "A" (H-256)**

This amendment provides that it is the goal of the State to provide adequate start-up funding to ensure that public preschool programs for children four years of age are offered by all school administrative units by the 2023-2024 school year and requires the Department of Education to include in its funding recommendations funding options to encourage more public preschool programs.

This bill was reported out of committee and then carried over to any special or regular session, or both, of the 129th Legislature on the Special Appropriations Table by joint order, H.P. 1322.

The substance of this bill, as amended, was included in LD 1001, which was enacted as Public Law 2019, chapter 343.



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performance indicators of the system of learning results. This amendment directs the Department of Education to convene two volunteer advisory groups to collect information and prepare and make available materials for teaching African-American history and culture and the history of genocide in accordance with this legislation. This amendment also provides that the addition of African-American history and the history of genocide to the school curriculum takes effect July 1, 2020 so as to be in effect for the 2020-2021 school year.

This amendment was not adopted.

### **House Amendment "B" To Committee Amendment "A" (H-520)**

This amendment requires that African-American history and culture be taught in schools, aligned with the parameters for essential instruction and graduation requirements and included in the review of content standards and performance indicators of the system of learning results. This amendment directs the Department of Education to convene two volunteer advisory groups to collect information and prepare and make available materials for teaching African-American history and culture and the history of genocide in accordance with this legislation. This amendment also provides that the addition of African-American history and the history of genocide to the school curriculum takes effect July 1, 2020 so as to be in effect for the 2020-2021 school year.

This bill was reported out of committee and then carried over to any special or regular session, or both, of the 129th Legislature on the Special Appropriations Table by joint order, H.P. 1322.

<b>LD 1064</b>	<b>An Act To Address Maine's Firefighter Shortage by Offering Firefighter Training for Credit in High School Career and Technical Education Programs</b>	<b>ONTP</b>
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<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
ANDREWS J POULIOT M	ONTP	

This bill allows career and technical education centers and regions to offer firefighter training as an approved program and requires the program to use National Fire Protection Association standards for firefighter professional qualifications as the industry standard for the firefighter training.

<b>LD 1149</b>	<b>An Act To Strengthen the Maine State Library</b>	<b>PUBLIC 521</b>
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<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
NADEAU C CLAXTON N	OTP-AM ONTP	H-173 S-365 BREEN C

This bill provides funds to support resource sharing services for Maine's libraries, including van delivery and interlibrary lending, the Digital Maine Library and the Maine statewide catalog known as MaineCat, and to conduct an analysis of statewide library services and resource sharing.

### **Committee Amendment "A" (H-173)**

This amendment, which is the majority report of the committee, incorporates a fiscal note.

### **Senate Amendment "A" (S-365)**

Like the bill, this amendment is designed to strengthen libraries. This amendment deappropriates funding for a position provided by the General Fund, and instead allocates funds for another position funded 75% General Fund and 25% Federal Expenditures Fund.

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### Enacted Law Summary

Public Law 2019, chapter 521 provides funds to support resource sharing services for Maine's libraries, including van delivery and interlibrary lending, the Digital Maine Library and the Maine statewide catalog known as MaineCat, and to conduct an analysis of statewide library services and resource sharing.

**LD 1152      An Act To Make the Maine Educational Assessment Optional for Kindergarten to Grade 8      ONTP**

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

This bill makes the currently mandatory state assessment program for schools optional for kindergarten to grade eight.

**LD 1168      Resolve, To Improve Maine's Response to Childhood Trauma      RESOLVE 63  
EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
HEAD F TIMBERLAKE J	OTP-AM	H-323

This resolve directs the Commissioner of Education to convene a task force, inviting the participation of experts and interested parties, to develop guidance for kindergarten to grade 12 administrators on appropriate training and responses to childhood trauma and to submit a report to the Joint Standing Committee on Education and Cultural Affairs by December 4, 2019. The committee is authorized to submit legislation related to the report to the Second Regular Session of the 129th Legislature.

#### **Committee Amendment "A" (H-323)**

This amendment adds an emergency preamble and emergency clause and directs the task force convened by the Commissioner of Education, in developing guidance for kindergarten to grade 12 administrators on appropriate training and responses to childhood trauma, to consult with any other task force or work group convened by the Department of Education whose work may inform the work of this task force. The amendment also removes the requirement that the training and social and emotional learning curriculum developed by the task force be mandated.

### Enacted Law Summary

Resolve 2019, chapter 63 directs the Commissioner of Education to convene a task force, inviting the participation of experts and interested parties and in consultation with any other task force or work group convened by the Department of Education whose work may inform the work of this task force, to develop guidance for kindergarten to grade 12 administrators on appropriate training and responses to childhood trauma and to submit a report to the Joint Standing Committee on Education and Cultural Affairs by December 4, 2019. The committee is authorized to submit legislation related to the report to the Second Regular Session of the 129th Legislature.

Resolve 2019, chapter 63 was finally passed as an emergency measure effective June 10, 2019.

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**LD 1170 An Act To Raise the Floor of State Education Funding**

**ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
LAWRENCE M KESCHL D	ONTP	

This bill changes the formula for determining the minimum state allocation for a school administrative unit to be the unit's total cost of education, as adjusted, multiplied by 15% or the unit's special education costs, as adjusted, whichever is greater. This bill also guarantees a member municipality a minimum state contribution of 15% of the municipality's total cost of education, as adjusted, and requires the funds to be paid to the school administrative unit and deducted from the municipality's required contribution.

**LD 1174 An Act To Facilitate Remote Learning during School Cancellations**

**ONTP**

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

This bill allows a school to receive credit for a school day that is cancelled due to weather or another emergency reason if the students of the school receive adequate online instruction or alternative method for students without the technical capability to participate in online instruction pursuant to a plan agreed upon and adopted by the school board and the superintendent of the school administrative unit of the school. The school administrative unit is directed to forward the plan to the Department of Education, which may make recommendations on the plan. The school administrative unit is not required to implement a recommendation concerning the plan made by the department.

**LD 1182 An Act To Improve School Safety by Requiring Law Enforcement Visits**

**Accepted Majority (ONTP) Report**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
HUTCHINS S DOW D	ONTP OTP-AM	

This bill requires that a public school be visited at least two times per week by a law enforcement officer from the State Police, a county sheriff's office or a municipal law enforcement agency when that public school is in session. Visits by law enforcement officers must be unannounced and occur at varying times of the day and week at each public school. The county sheriff's office is responsible for coordinating these visits.

**Committee Amendment "A" (H-254)**

This amendment, which is the minority report of the committee, removes the requirement that a public school must be visited at least twice a week by a law enforcement officer and instead provides that a public school may be visited at least one time per week by a law enforcement officer.

This amendment was not adopted.

*Joint Standing Committee on Education and Cultural Affairs*

**LD 1216 An Act To Support Community Schools**

**PUBLIC 434**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MILLETT R DAUGHTRY M	OTP-AM ONTP	S-128

This bill makes the Department of Education's community school pilot project permanent. The department is authorized to designate five community schools in the 2020-2021 school year and 10 additional schools biannually beginning in the 2021-2022 school year. The Commissioner of Education is required to apply for available federal funds in support of community school implementation and expansion.

**Committee Amendment "A" (S-128)**

The amendment, which is the majority report of the committee, adds an appropriations and allocations section.

**Enacted Law Summary**

Public Law 2019, chapter 434 makes the Department of Education's community school pilot project permanent. The department is authorized to designate five community schools in the 2020-2021 school year and 10 additional schools biannually beginning in the 2021-2022 school year. The Commissioner of Education is required to apply for available federal funds in support of community school implementation and expansion.

**LD 1227 An Act To Allow Parents To Apply to the Commissioner of Education To Enroll Their Children in a Receiving School Administrative Unit and To Remove Limitations on Which Students May Be So Enrolled**

**Accepted Majority (ONTP) Report**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
HANLEY J FARRIN B	ONTP OTP-AM	

Current law allows the superintendent of a school administrative unit that neither maintains a school nor contracts for school privileges to request the Commissioner of Education to designate a school administrative unit as the receiving school administrative unit for a student who is unable to find a school administrative unit willing to enroll the student in one of its schools.

This bill allows any student's parent or guardian to make a request for any reason to the Commissioner of Education for the student to be transferred. Upon the commissioner's approval, the student must be enrolled in the receiving school administrative unit.

**Committee Amendment "A" (H-397)**

This amendment, which is the minority report of the committee, excludes participation in athletic programs as a reason to request a change in enrollment.

This amendment was not adopted.

*Joint Standing Committee on Education and Cultural Affairs*

**LD 1262     An Act To Allow Funds from the Federal E-Rate Program To Be Applied  
to Maine Preschool Programs**

**PUBLIC 241**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
POULIOT M	OTP-AM	S-173

This bill is a concept draft pursuant to Joint Rule 208. This bill proposes to enact measures to ensure that preschools in Maine are eligible for federal E-rate program funding.

**Committee Amendment "A" (S-173)**

This amendment strikes and replaces the bill, which is a concept draft. The amendment enables public preschool programs to be eligible for the Federal E-Rate Program by amending the definition of "public preschool program" to mean a program offered by a public elementary school that provides instruction to children who are four years of age, including but not limited to a Head Start program that is approved as a component of the public preschool program.

**Enacted Law Summary**

Public Law 2019, chapter 241 amends the definition of "public preschool program" to mean a program offered by a public elementary school that provides instruction to children who are four years of age, including but not limited to a Head Start program that is approved as a component of the public preschool program so that public preschool programs may be eligible for the Federal E-Rate Program.

**LD 1267     An Act To Allow the Awarding of Graduation Credits by Career and  
Technical Education Centers and Regions**

**ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
POULIOT M STEARNS P	ONTP	

This bill allows career and technical education centers and regions to award credit toward graduation requirements for courses and programs that are approved by the Commissioner of Education. The commissioner is required to establish the credit to be awarded and the content area toward which the school administrative unit must apply the credit. Finally, the commissioner must adopt routine technical rules that develop a procedure for career and technical education centers and regions to submit courses and programs for approval and criteria in each content area that the course or program must meet to be approved.

In the committee amendment to LD 1036, Resolve, Establishing a Task Force To Study the Creation of a Comprehensive Career and Technical Education System To Support Workforce Development, which was adopted by the Legislature, the task force must examine increasing crosswalks and intersections between technical and occupational knowledge and curricula and academic standards in order to promote multiple pathways for awarding content area credit to students enrolled in career and technical education programs.

*Joint Standing Committee on Education and Cultural Affairs*

**LD 1283      Resolve, To Advance College Affordability by Convening a Task Force  
To Recommend a Sustainable Funding Model for Maintaining Maine's  
Public Higher Education Infrastructure**

**RESOLVE 65  
EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
JORGENSEN E MILLETT R	OTP	

This resolve directs the Chancellor of the University of Maine System to convene a task force, to be named the Task Force To Recommend a Sustainable Funding Model for Maintaining Maine's Public Higher Education Infrastructure, to study how to provide adequate supplemental funding to sustain the State's public higher education infrastructure without burdening students who are residents of the State with unreasonable tuition and fee increases. The task force is directed to consider, but is not limited to considering, infrastructure improvements, health and safety repairs, technology improvements, energy efficiency and equipment upgrades and, when necessary, new construction. The task force is directed to report to the Joint Standing Committee on Appropriations and Financial Affairs and the Joint Standing Committee on Education and Cultural Affairs by January 2, 2020. The joint standing committees are authorized to submit legislation to the Second Regular Session of the 129th Legislature.

**Enacted Law Summary**

Resolve 2019, chapter 65 directs the Chancellor of the University of Maine System to convene a task force to recommend a sustainable funding model for maintaining maine's public higher education infrastructure and study how to provide adequate supplemental funding to sustain the State's public higher education infrastructure without burdening students who are residents of the State with unreasonable tuition and fee increases. The task force is directed to consider, but is not limited to considering, infrastructure improvements, health and safety repairs, technology improvements, energy efficiency and equipment upgrades and, when necessary, new construction. The task force is directed to report to the Joint Standing Committee on Appropriations and Financial Affairs and the Joint Standing Committee on Education and Cultural Affairs by January 2, 2020. The joint standing committees are authorized to submit legislation to the Second Regular Session of the 129th Legislature.

Resolve 2019, chapter 65 was finally passed as an emergency measure effective June 12, 2019.

**LD 1306      Resolve, To Examine Issues Relating to Bullying in Schools**

**RESOLVE 44**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
CHENETTE J GRAMLICH L	OTP-AM	S-105

This bill establishes the Safe School Climate Council, which is authorized to meet twice a year and to present to the joint standing committee of the Legislature having jurisdiction over education matters every two years recommendations on model policies to address bullying, harassment and overall safety in schools.

**Committee Amendment "A" (S-105)**

This amendment replaces the bill with a resolve that directs the Commissioner of Education to form a stakeholder group to comprehensively examine issues associated with bullying in schools and in particular how Maine's laws relating to bullying should be improved. The stakeholder group is required to include educators, administrators, students and experts on bullying in schools. By February 1, 2020, the commissioner is required to report on the findings and recommendations of the stakeholder group as well as the commissioner's recommendations for changes to laws relating to bullying to the Joint Standing Committee on Education and Cultural Affairs. The committee may report out a bill on the subject of the report to the Second Regular Session of the 129th Legislature.

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### Enacted Law Summary

Resolve 2019, chapter 44 directs the Commissioner of Education to form a stakeholder group to comprehensively examine issues associated with bullying in schools and in particular how Maine's laws relating to bullying should be improved. The stakeholder group is required to include educators, administrators, students and experts on bullying in schools. By February 1, 2020, the commissioner is required to report on the findings and recommendations of the stakeholder group as well as the commissioner's recommendations for changes to laws relating to bullying to the Joint Standing Committee on Education and Cultural Affairs. The committee may report out a bill on the subject of the report to the Second Regular Session of the 129th Legislature.

#### LD 1331 An Act To Amend the Student Information Privacy Act

ONTP

Sponsor(s)

FECTEAU J

Committee Report

ONTP

Amendments Adopted

This bill amends the Student Information Privacy Act by adding to the restrictions on the release of student data certain information that may not be disclosed without explicit consent from a student's parent or a court order.

#### LD 1338 An Act To Protect Teachers from Unfair Evaluations

PUBLIC 297

Sponsor(s)

MCCREA D  
MILLETT R

Committee Report

OTP-AM

Amendments Adopted

H-400

This bill removes the requirement in current law that the criteria to establish the order of layoff and recall of teachers must include the teacher's effectiveness rating as a factor. It also amends the provisions in current law governing the use of teacher effectiveness ratings.

#### Committee Amendment "A" (H-400)

This amendment strikes and replaces the bill and provides that, in any negotiated agreement, the criteria negotiated by the school board and the bargaining agent to establish the order of layoff and recall may include the teacher's effectiveness rating as a factor.

This amendment also provides that, subject to appeal or grievance under the terms of an applicable collective bargaining agreement, receipt of summative effectiveness ratings indicating that a teacher is ineffective for two consecutive years constitutes just cause for nonrenewal of a teacher's contract as long as there is a reasonable basis in fact for the effectiveness ratings, the evaluation process leading to the effectiveness ratings has been performed in a manner reasonably consistent with the approved system and department rules and the effectiveness ratings are not the result of bad faith.

This amendment also provides that there is no right to an appeal or grievance of a summative effectiveness rating unless the summative effectiveness rating is used by the employer as a basis for a disciplinary action and provides that a teacher has the opportunity to provide a written response to any summative effectiveness rating issued to the teacher.

### Enacted Law Summary

Public Law 2019, chapter 297 makes the following changes the law regarding the use of a teacher's effectiveness rating.

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1. In any negotiated agreement, the criteria negotiated by the school board and the bargaining agent to establish the order of layoff and recall may include the teacher's effectiveness rating as a factor.
2. Subject to appeal or grievance under the terms of an applicable collective bargaining agreement, receipt of summative effectiveness ratings indicating that a teacher is ineffective for two consecutive years constitutes just cause for nonrenewal of a teacher's contract as long as there is a reasonable basis in fact for the effectiveness ratings, the evaluation process leading to the effectiveness ratings has been performed in a manner reasonably consistent with the approved system and department rules and the effectiveness ratings are not the result of bad faith.
3. There is no right to an appeal or grievance of a summative effectiveness rating unless the summative effectiveness rating is used by the employer as a basis for a disciplinary action and provides that a teacher has the opportunity to provide a written response to any summative effectiveness rating issued to the teacher.

**LD 1341      An Act To Provide Flexibility for Efficient and Effective Management of  
School Management and Leadership Centers**

**PUBLIC 219**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
KORNFIELD V GRATWICK G	OTP-AM	H-325

This bill amends the Maine Revised Statutes, Title 20-A, chapter 123, regarding school management and leadership centers, and related laws as follows:

1. Changes the term "school management and leadership center" to the term "regional service center;"
2. Amends the law governing the geographic boundaries of centers to remove the requirement that the Commissioner of Education must determine 9 to 12 geographic areas for the establishment of centers with the requirement that the commissioner must determine the geographic areas for the establishment of centers;
3. Allows a center to contract for leadership services and hire a fiscal agent;
4. Changes the law allowing a center to borrow funds by removing language requiring debts to be repaid within one year and limiting amounts borrowed to 3/4 of a center's annual approved budget;
5. Amends the law governing the withdrawal of a member school administrative unit from a center to replace the requirement that the member school administrative unit must demonstrate there will be no increases in costs or decrease in student programs or services with the requirement that the member school administrative unit must demonstrate that the withdrawal is in the best interests of the withdrawing school administrative unit and of any of the remaining member school administrative units;
6. Amends the law governing dissolution of centers to replace the requirement that member school administrative units must demonstrate to the Commissioner of Education that there will be no increase in costs or decrease in student programs and services for any of the member school administrative units of a center with the requirement that the school administrative units must demonstrate that it is in the best interests of the member school administrative units to dissolve the center;
7. Amends the law governing application for and approval of a center to replace voter approval with school board approval; and
8. Amends the law governing state funding of a center that provides at least two different services to its members to

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include 55% funding support for contracted leadership services and financial software.

### **Committee Amendment "A" (H-325)**

This amendment retains the substance of the bill but changes the name of regional service centers to education service centers, defines "benefits," includes public charter schools as eligible to be members of education service centers rather than associate members and caps the direct state funding for the provider of leadership services or the executive director to 55% of the statewide average superintendent's salary and benefits using the most recent data available.

### **Enacted Law Summary**

Public Law 2019, chapter 219 amends the laws regarding school management and leadership centers as follows:

1. Changes the term "school management and leadership center" to the term "education service centers;"
2. Includes public charter schools as eligible to be members of education service centers rather than associate members;
3. Amends the law governing the geographic boundaries of centers to remove the requirement that the Commissioner of Education must determine nine to 12 geographic areas for the establishment of centers with the requirement that the commissioner must determine the geographic areas for the establishment of centers;
4. Allows a center to contract for leadership services and hire a fiscal agent;
5. Changes the law allowing a center to borrow funds by removing language requiring debts to be repaid within one year and limiting amounts borrowed to 3/4 of a center's annual approved budget;
6. Amends the law governing the withdrawal of a member school administrative unit from a center to replace the requirement that the member school administrative unit must demonstrate there will be no increases in costs or decrease in student programs or services with the requirement that the member school administrative unit must demonstrate that the withdrawal is in the best interests of the withdrawing school administrative unit and of any of the remaining member school administrative units;
7. Amends the law governing dissolution of centers to replace the requirement that member school administrative units must demonstrate to the Commissioner of Education that there will be no increase in costs or decrease in student programs and services for any of the member school administrative units of a center with the requirement that the school administrative units must demonstrate that it is in the best interests of the member school administrative units to dissolve the center;
8. Amends the law governing application for and approval of a center to replace voter approval with school board approval;
9. Amends the law governing state funding of a center that provides at least two different services to its members to include 55% funding support for contracted leadership services and financial software; and
10. Caps the direct state funding for the provider of leadership services or the executive director to 55% of the statewide average superintendent's salary and benefits, as defined, using the most recent data available.



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Sharing Tables - Guidance for Schools" and disseminate the new guidance to public schools in the State.

The bill requires the Department of Health and Human Services, Maine Center for Disease Control and Prevention and the Department of Agriculture, Conservation and Forestry to grant public school food service programs a variance under the departments' jointly adopted rules regulating food safety in order to allow public school food service programs to collect food that was taken from the food service line by students and placed on a share table and to redistribute that food through the food service line; to allow students to take food from a share table and consume that food in the same breakfast, lunch or snack period or at another time; to allow students to place unwanted, eligible food items on a share table at any time during their breakfast, lunch or snack period; and to allow school staff members under certain circumstances to collect and redistribute food from a share table.

The bill does not mandate the creation of share tables within schools or require schools to purchase additional food or materials.

See also LD 541.

**LD 1369      An Act To Create an Additional Pathway To Certify Industrial Arts Teachers To Foster Career and Technical Subjects in Maine Schools      Died Between Houses**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
WADSWORTH N DIAMOND B	ONTP OTP-AM	H-473

This bill directs the State Board of Education to adopt rules to amend the credentialing of education personnel to create a pathway for a teacher to obtain an endorsement on a teaching certificate for a component of industrial arts with an experiential lab that includes, but is not limited to: automotive body repair, diagnostics and mechanics; welding; electrical; carpentry; and computer-aided design. Rules must include at least the following qualifications for a teacher to be eligible for an endorsement: a completed apprenticeship registered with a statewide or national apprenticeship and training organization; a completed two-year degree or certificate from a technical institution accredited by a national association of career and technical schools or similar organization; completion of a minimum number of hours of paid applied employment or teaching in the endorsement area being sought; and completion of a minimum number of hours of experience learning the trade or craft for which the endorsement is sought. Rules adopted pursuant to this subsection are major substantive rules as defined in the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A.

**Committee Amendment "A" (H-473)**

This amendment, which is the minority report of the committee, requires the State Board of Education to create an industrial arts pathway to a conditional certificate and requires that the industrial arts endorsement be separate from other endorsements.

**LD 1370      An Act To Address Dangerous Behavior in the Classroom      PUBLIC 458**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MILLETT R MCCREA D	OTP-AM ONTP	S-237

Current law requires the Commissioner of Education to provide technical assistance to school administrative units if they request assistance in the provision of violence prevention training. This bill requires a school administrative unit to immediately investigate allegations of violent behavior by a student against a public school employee and, if

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an allegation is substantiated, to institute an action plan to avoid future violent behavior. The action plan must be instituted prior to the student's return to school and must emphasize minimizing suspensions and expulsions of a student who demonstrated violent behavior, prioritizing counseling and guidance services for the student, restorative justice and training for public school employees who interact with the student. The bill also prohibits a school administrative unit from counting time away from work due to an injury resulting from violent behavior against a public school employee's accrued sick leave.

### **Committee Amendment "A" (S-237)**

This amendment, which is the majority report of the committee, strikes and replaces the bill, changes the title and makes the following additional changes.

1. It changes the focus of the bill from violent behavior to dangerous behavior and defines "dangerous behavior" to mean behavior of a student that presents a risk of injury or harm to a student or others.
2. It amends the process in the bill regarding investigations. It requires review of a report of an incident of dangerous behavior and the development of an individualized response plan. It stipulates that these provisions do not limit any federally protected right of a student, including, but not limited to, federally protected rights of students with disabilities, and provides that, in the case of a student eligible for services under the federal Individuals with Disabilities Education Act or protected from discrimination under Section 504 of the federal Rehabilitation Act of 1973, any discussions or actions related to the identification, evaluation or educational placement of the student or provision of a free, appropriate public education to the student must take place through the processes established under federal law rather than under the process described in the bill, as amended.
3. It moves the provisions in the bill regarding the counting of sick leave of a public school employee injured from dangerous behavior to the Maine Revised Statutes, Title 20-A, section 13601, which contains other provisions regulating sick leave.
4. It adds a mandate preamble.

### **Enacted Law Summary**

Public Law 2019, chapter 458 requires a school administrative unit to immediately investigate allegations of dangerous behavior by a student, defined as behavior that presents a risk of injury or harm to a student or others. During the investigation, the school administrative unit must review of a report of an incident of dangerous behavior and if substantiated, develop of an individualized response plan. The law stipulates that its provisions do not limit any federally protected right of a student, including, but not limited to, federally protected rights of students with disabilities, and provides that, in the case of a student eligible for services under the federal Individuals with Disabilities Education Act or protected from discrimination under Section 504 of the federal Rehabilitation Act of 1973, any discussions or actions related to the identification, evaluation or educational placement of the student or provision of a free, appropriate public education to the student must take place through the processes established under federal law rather than under the process described in the bill, as amended.

Public Law 2019, chapter 458 also prohibits a school administrative unit from counting time away from work due to an injury resulting from violent behavior against a public school employee's accrued sick leave.

**LD 1376     An Act To Direct the Department of Education To Amend Its Rules To  
Ensure That Physical Restraint and Seclusion Policies Are Followed and  
Make Biennial Reports on the Use of Physical Restraint and Seclusion**

**CARRIED OVER**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
FARNSWORTH D	OTP-AM ONTP	H-617

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This bill directs the Department of Education to amend its rule Chapter 101: Maine Unified Special Education Regulation Birth to Age Twenty to include concepts from and references to the department's rule Chapter 33: Rule Governing Physical Restraint and Seclusion.

This bill also directs schools to make annual reports to the department regarding incidents of physical restraint and seclusion and directs the Commissioner of Education to report biennially to the Governor and the Legislature on data regarding the use of physical restraint and seclusion.

**Committee Amendment "A" (H-617)**

This amendment, which is the majority report of the committee, strikes and replaces the bill. It directs schools to submit annual reports to the Department of Education regarding incidents of physical restraint and seclusion including the number of uses and number of students, broken down by grade level or age group, gender, race and type of education plan, and the number of injuries to students and to staff and directs the Commissioner of Education to report biennially to the Governor and the Legislature on data regarding the use of physical restraint and seclusion. It also directs the Department of Education to, by rule, develop and implement a performance review system to define and monitor all schools' use of physical restraint and seclusion.

The amendment also requires the Department of Education to submit major substantive rules by December 5, 2019, provide guidance to schools regarding these rules and submit a plan by January 15, 2020 to the Joint Standing Committee on Education and Cultural Affairs on professional development opportunities to promote preventive practice models that will reduce dependence on physical restraint and seclusion.

It also adds an appropriations and allocations section and incorporates a fiscal note. The fiscal note identifies the requirement that school administrative units break down the aggregate data by grade level or age group, gender, race and type of plan as a potential unfunded state mandate. Because schools are already required to collect this data pursuant to department rule Chapter 33: Rule Governing Physical Restraint and Seclusion, the committee finds this additional requirement does not require an expansion or modification of activities so as to necessitate additional expenditures.

This bill was reported out of committee and then carried over to any special or regular session, or both, of the 129th Legislature on the Special Appropriations Table by joint order, H.P. 1322.

**LD 1382      Resolve, Directing the Department of Education To Study and Develop a State Plan for Computer Science Instruction and Professional Development**

**RESOLVE 78**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
PIERCE T	OTP-AM	H-522
POULIOT M	OTP-AM	

This bill provides the necessary resources and support for kindergarten to grade 12 schools to adopt computer science into their courses and curriculums. The bill establishes a grant program for computer science professional development, including costs of transportation, mentoring and coaching. The bill also requires the Department of Education to develop a statewide plan as well as computer science standards for kindergarten to grade 12 schools. The bill creates a full-time Regional Education Representative position in the Department of Education to support the creation and implementation of the plan and the standards. The bill establishes a grant program for computer devices and instructional materials to provide the tools necessary for schools to implement computer science courses and content. The bill also establishes a computer science teacher certification program for students who are majoring in education in the University of Maine System. Finally, the bill authorizes the Department of Education to adopt rules as necessary to implement the provisions of the bill.

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**Committee Amendment "A" (H-522)**

This amendment is the majority report of the committee and replaces the bill with a resolve. The amendment directs the Department of Education to study and develop a plan for implementing computer science instruction in schools and submit a report to the Joint Standing Committee on Education and Cultural Affairs that includes an overview of how computer science courses and curricula are being implemented in schools in the State; a state plan for instruction in computer science in public preschool to grade 12, including the development of standards and clarification on how instruction in computer science may be applied toward graduation requirements, that provides equitable access to computer science instruction across the State and provides for instruction in computer science in all high schools by 2022 and in all grades by 2025; a professional development plan for educators that includes training in computer science and a component that includes peer-to-peer training in computer science; and an estimate of the funding levels necessary to implement the plans set out in the report. The amendment provides that the Joint Standing Committee on Education and Cultural Affairs may submit a bill to the Second Regular Session of the 129th Legislature.

**Committee Amendment "B" (H-523)**

This amendment is the minority report of the committee and replaces the bill with a resolve. The amendment directs the Department of Education to develop a state plan for instruction in computer science in public preschool to grade 12 that provides equitable access to computer science instruction in schools across the State and offers the opportunity for instruction in computer science in all high schools by 2022 and in all grades by 2025. The department is required to provide guidelines for school administrative units on how computer science instruction may be applied toward graduation requirements in mathematics and science on the department's publicly accessible website.

This amendment was not adopted.

**Enacted Law Summary**

Resolve 2019, chapter 78 directs the Department of Education to study and develop a plan for implementing computer science instruction in schools and submit a report to the Joint Standing Committee on Education and Cultural Affairs that includes an overview of how computer science courses and curricula are being implemented in schools in the State; a state plan for instruction in computer science in public preschool to grade 12, including the development of standards and clarification on how instruction in computer science may be applied toward graduation requirements, that provides equitable access to computer science instruction across the State and provides for instruction in computer science in all high schools by 2022 and in all grades by 2025; a professional development plan for educators that includes training in computer science and a component that includes peer-to-peer training in computer science; and an estimate of the funding levels necessary to implement the plans set out in the report. The Joint Standing Committee on Education and Cultural Affairs may submit a bill to the Second Regular Session of the 129th Legislature.

**LD 1396 An Act To Update the Laws Governing the Regional Library Systems**

**PUBLIC 150**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
NADEAU C BELLOWS S	OTP-AM	H-182

This bill makes administrative updates to the laws governing regional library systems. It promotes cooperation between library systems by replacing library districts with library regions, consolidating the district councils by establishing the Maine Library Advisory Council to serve as an advisory body to the library regions and directing staff of the Maine State Library holding the position of consultant or specialist to provide services to library regions

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as appointed by the State Librarian. The bill also revises the membership and terms of the Maine Library Commission.

### **Committee Amendment "A" (H-182)**

This amendment revises the membership of the Maine Library Commission.

### **Enacted Law Summary**

Public Law 2019, chapter 150 makes administrative updates to the laws governing regional library systems. It promotes cooperation between library systems by replacing library districts with library regions, consolidating the district councils by establishing the Maine Library Advisory Council to serve as an advisory body to the library regions and directing staff of the Maine State Library holding the position of consultant or specialist to provide services to library regions as appointed by the State Librarian. The law also revises the membership and terms of the Maine Library Commission.

**LD 1425     An Act To Maintain the Integrity of the Department of Education by Prohibiting Its Promotion of Policies and Practices That Are Not Based on Rigorous Peer Review and Analysis, Limiting Acceptance of Private Funding in Implementing and Influencing State Policy and Retaining the Home Rule Powers to School Administrative Units**

**Accepted Majority  
(ONTP) Report**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
SAMPSON H DOW D	ONTP OTP-AM	

This bill prohibits the Commissioner of Education and Department of Education personnel from promoting policies, programs, procedures or experiments in schools that do not adhere to rigorous standards of peer review and established statistical procedures for determining the effectiveness in producing clearly identified outcomes and from contracting with and accepting funding from private entities to implement state policies. This bill also directs the commissioner to withdraw from the New England Secondary School Consortium and prohibits the commissioner from maintaining membership in regional or national groups that are funded by private entities. The bill also directs the Department of Education, in consultation with school administrative units and the Maine Municipal Association, to study how to return home rule powers to school administrative units.

### **Committee Amendment "A" (H-398)**

This amendment, which is the minority report of the committee, replaces the section of the bill that prohibits the Commissioner of Education from promoting certain policies, contracting with or accepting funding from private entities or maintaining a membership in certain organizations to require instead that the Department of Education limit all new initiatives relating to students to initiatives that have undergone rigorous statistical analysis on their effects in producing clearly identified student outcomes and make the results of that statistical analysis available on the department's publicly accessible website. The amendment also requires the department to critically review contracts with outside entities and publish competitive and noncompetitive contracts with outside entities on the department's publicly accessible website.

This amendment was not adopted.

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**LD 1428 An Act To Require the State To Fund 50 Percent of Public Preschool Programs**

ONTP

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

This bill requires the State to fund a minimum of 50% of the costs of an approved public preschool program for each year a school administrative unit operates the program, other than the year in which the school administrative unit receives start-up funds for the program. If funds for essential programs and services do not provide the funding necessary to fund a minimum of 50% of approved public preschool programs, the State is directed to use other funding sources and the Commissioner of Education is directed to include the funding levels necessary in the Department of Education's request to the Legislature for appropriations from the General Fund.

**LD 1478 Resolve, Regarding Legislative Review of Portions of Chapter 115: The Credentialing of Education Personnel, a Late-filed Major Substantive Rule of the Department of Education**

RESOLVE 101

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
	OTP-AM ONTP	H-597 H-625 KORNFIELD V

This resolve provides for legislative review of portions of Chapter 115: The Credentialing of Education Personnel, a major substantive rule of the Department of Education that was filed outside the legislative rule acceptance period.

**Committee Amendment "A" (H-597)**

This amendment which is the majority report of the committee, authorizes final adoption by the Department of Education of portions of Department of Education rule Chapter 115: The Credentialing of Education Personnel, a late-filed provisionally adopted major substantive rule of the department, only if a number of specified changes to the rule are made prior to final adoption.

This amendment also requires the Department of Education to submit annual reports to the Joint Standing Committee on Education and Cultural Affairs by March 1st of the next three years on the progress toward implementation of transitioning the grade span for the elementary endorsement from kindergarten to grade eight to kindergarten to grade six.

This amendment also adds an appropriations and allocations section.

**House Amendment "A" (H-625)**

This amendment removes the emergency preamble and emergency clause.

**Enacted Law Summary**

Resolve 2019, chapter 101 authorizes final adoption by the Department of Education of portions of Department of Education rule Chapter 115: The Credentialing of Education Personnel, a late-filed provisionally adopted major substantive rule of the department, only if a number of specified changes to the rule are made prior to final adoption.

Included in those changes is that, beginning July 1, 2022, the elementary endorsement must allow a teacher to teach kindergarten to grade six, instead of teaching kindergarten to grade eight. In order to facilitate this transition,



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number of positions it would require in order to establish an apprenticeship coordinator at each career and technical education center in the State and report this information to the Joint Standing Committee on Education and Cultural Affairs by December 4, 2019.

This bill was carried over to any special or regular session, or both, of the 129th Legislature by joint order, H.P. 1322.

**LD 1538      *Resolve, Directing the Public Higher Education Systems Coordinating Committee To Study Compensation Equity among Public Higher Education Institutions*      RESOLVE 52**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
DAUGHTRY M	OTP-AM	H-324

This bill requires that the rate of compensation for comparable positions in the Maine Community College System for employees of comparable qualifications, including positions in the occupational groups of faculty and instructors, administrative staff, supervisory, support services, institutional services and police, be the same at every community college in the system. The bill directs the bargaining units of the occupational groups of the system to collectively bargain with the system, its agent or its representative to amend the agreed terms and conditions of employment for employees within the occupational groups to implement the provisions of this bill by January 1, 2020.

**Committee Amendment "A" (H-324)**

This amendment strikes and replaces the bill with a resolve to direct the Public Higher Education Systems Coordinating Committee to study the use of adjunct professors across the State, and examine the equity of pay rates and pay scales across the University of Maine System, the Maine Community College System and each campus of those systems. The study must include an examination of market forces on pay rates and pay scales, how each system's pay rates and pay scales compare nationally and what changes would be necessary to implement a so-called living wage. The Public Higher Education Systems Coordinating Committee is directed to report to the Joint Standing Committee on Education and Cultural Affairs no later than January 2, 2020 on the results of the study, including, but not limited to, the issues raised, best practices for compensation equity, recommendations and any suggested legislation. The Joint Standing Committee on Education and Cultural Affairs may submit a bill to the Second Regular Session of the 129th Legislature related to the report.

**Enacted Law Summary**

Resolve 2019, chapter 52 directs the Public Higher Education Systems Coordinating Committee to study the use of adjunct professors across the State, and examine the equity of pay rates and pay scales across the University of Maine System, the Maine Community College System and each campus of those systems. The study must include an examination of market forces on pay rates and pay scales, how each system's pay rates and pay scales compare nationally and what changes would be necessary to implement a so-called living wage. The Public Higher Education Systems Coordinating Committee must submit a report to the Joint Standing Committee on Education and Cultural Affairs no later than January 2, 2020 on the results of the study, including, but not limited to, the issues raised, best practices for compensation equity, recommendations and any suggested legislation. The Joint Standing Committee on Education and Cultural Affairs may submit a bill to the Second Regular Session of the 129th Legislature related to the report.

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**LD 1549 An Act To Increase the Supplement for Certain National Board for Professional Teaching Standards Certified Teachers in Maine**

**PUBLIC 394**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
LIBBY N	OTP-AM ONTP	S-216

This bill increases, from \$3,000 to \$9,000, the supplement paid to a teacher who has attained certification from the National Board for Professional Teaching Standards and who is employed in a school in which at least 50% of students qualify for a free or reduced-price lunch during the year that the supplement is provided.

**Committee Amendment "A" (S-216)**

This amendment, which is the majority report of the committee, increases from \$3,000 in the current law to \$5,000 the supplement paid to a teacher who has attained certification from the National Board for Professional Teaching Standards and who is employed in a school in which at least 50% of students qualify for a free or reduced-price lunch during the year that the supplement is provided.

The amendment also directs the Department of Education to calculate the full funding for the national board certification salary supplement and the National Board Certification Scholarship Fund and report back to the Joint Standing Committee on Education and Cultural Affairs no later than January 1, 2020. The committee may submit a bill to the Second Regular Session of the 129th Legislature.

**Enacted Law Summary**

Public Law 2019, chapter 394 increases, from \$3,000 to \$5,000, the supplement paid to a teacher who has attained certification from the National Board for Professional Teaching Standards and who is employed in a school in which at least 50% of students qualify for a free or reduced-price lunch during the year that the supplement is provided.

**LD 1566 Resolve, To Determine Ways To Increase the Number of Recipients under the Tuition Waiver Program for Participants in Foster Care**

**RESOLVE 56**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BLACK R STANLEY S	OTP-AM ONTP	S-138

This bill increases from 30 to 60 the number of tuition waivers for postsecondary education allowed to be granted each academic year to persons who, at the time of their graduation from high school or their successful completion of a general educational development examination, were in the custody of the Department of Health and Human Services and resided in foster care or subsidized adoptive care or were minor wards of a subsidized permanency guardian. This bill also removes the requirements that the tuition waivers be apportioned to postsecondary institutions based upon the order in which the waivers are made available.

**Committee Amendment "A" (S-138)**

This amendment, which is the majority report of the committee, replaces the bill with a resolve directing the Public Higher Education Systems Coordinating Committee to review the tuition waiver program for participants in foster care and to identify barriers to the program for dependent students who have been adopted and independent students who have not been adopted. The committee must report to the Joint Standing Committee on Education and Cultural Affairs no later than January 15, 2020 with recommendations and any suggested legislation. The Joint Standing Committee on Education and Cultural Affairs may submit a bill to the Second Regular Session of the 129th

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Legislature.

### **Enacted Law Summary**

Resolve 2019, chapter 56 directs the Public Higher Education Systems Coordinating Committee to review the tuition waiver program for participants in foster care and to identify barriers to the program for dependent students who have been adopted and independent students who have not been adopted. The committee must report to the Joint Standing Committee on Education and Cultural Affairs no later than January 15, 2020 with recommendations and any suggested legislation. The Joint Standing Committee on Education and Cultural Affairs may submit a bill to the Second Regular Session of the 129th Legislature.

### **LD 1592     An Act To Allow the Dissolution of Regional School Units Composed of a Single Municipality**

**PUBLIC 302**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
GRAMLICH L FARRIN B	OTP-AM	H-474

This bill provides the steps necessary for a regional school unit composed of only one municipality to dissolve, including petitioning to dissolve the regional school unit, holding elections in the municipality, the provision of educational services for students and the disposition of outstanding indebtedness if the vote is to dissolve the regional school unit.

#### **Committee Amendment "A" (H-474)**

This amendment clarifies the process for a municipality to withdraw from a regional school unit that is composed of a single municipality and provides that upon withdrawal of a municipality from a regional school unit that is composed of a single municipality, the regional school unit is dissolved.

### **Enacted Law Summary**

Public Law 2019, chapter 302 clarifies the process for a municipality to withdraw from a regional school unit that is composed of a single municipality and provides that upon withdrawal of a municipality from a regional school unit that is composed of a single municipality, the regional school unit is dissolved.

### **LD 1593     An Act To Support Infrastructure Improvements in Schools**

**PUBLIC 385**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BRENNAN M	OTP-AM	H-399

This bill makes changes to the laws governing energy conservation improvements at school administrative unit facilities, including amending the definition of "energy services company" and removing the requirement that an agreement with an energy services company must have a total contract cost of less than \$2,500,000 in order for the agreement to be deemed a professional service and not subject to competitive bidding requirements.

#### **Committee Amendment "A" (H-399)**

This amendment amends the definition of "energy services company" to mean a company or third-party financing company that provides design, installation, operation, maintenance and financing of locally funded energy conservation improvements, air quality improvements or combined energy conservation and related air quality improvements at existing school administrative unit facilities. This amendment also increases the cap on the total contract cost, excluding private or federal grant funds, interest and operating and maintenance costs, for which an agreement is deemed to be a professional service, which is not subject to competitive bidding requirements, to

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\$10,000,000.

**Enacted Law Summary**

Public Law 2019, chapter 385 amends the definition of "energy services company" to mean a company or third-party financing company that provides design, installation, operation, maintenance and financing of locally funded energy conservation improvements, air quality improvements or combined energy conservation and related air quality improvements at existing school administrative unit facilities. Public Law 2019, chapter 385 also increases the cap on the total contract cost, excluding private or federal grant funds, interest and operating and maintenance costs, for which an agreement is deemed to be a professional service, which is not subject to competitive bidding requirements, to \$10,000,000 for each school building or project.

**LD 1606      An Act To Increase Funding for Career and Technical Education Programs      CARRIED OVER**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
DILL J STANLEY S		

This bill provides an additional \$1,500,000 per year for the cost of career and technical education pursuant to the Maine Revised Statutes, Title 20-A, section 15688-A, subsection 1. It also removes the so-called hold harmless provision that limits the amount of any decrease or increase in the total allocation for a career and technical education center or career and technical education region, effective January 1, 2020.

This bill was carried over to any special or regular session, or both, of the 129th Legislature by joint order, H.P. 1322.

**LD 1607      An Act To Create the Department of Early Care and Learning      CARRIED OVER**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MILLETT R KORNFIELD V		

This bill is a concept draft pursuant to Joint Rule 208. It proposes to create the Department of Early Care and Learning as a cabinet-level state agency within the executive branch of State Government. The department would assume primary responsibility for matters regarding children under six years of age in the State, including the care, health care and education of the children that are now the responsibility of the Department of Health and Human Services and the Department of Education.

This bill was carried over to any special or regular session, or both, of the 129th Legislature by joint order, H.P. 1322.

**LD 1618      An Act To Authorize Career and Technical Education Regions To Enter into Energy Conservation Performance Contracts for School Facilities      ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
CARSON B GIDEON S	ONTP	

This bill adds the authority to enter into an agreement for energy conservation improvements with an energy

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services company to the powers and duties of a cooperative board of a career and technical education region, similar to the authority of a school administrative unit.

**LD 1638 An Act To Provide for Gubernatorial Appointments to the Maine Charter School Commission**

**PUBLIC 406**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
CHENETTE J	OTP-AM ONTP	S-171

This bill changes the appointing authority for four members of the Maine Charter School Commission from the State Board of Education to the Governor and increases the terms of those members from three years to four years.

**Committee Amendment "A" (S-171)**

This amendment, which is the majority report of the committee, clarifies that the Governor's appointments to the Maine Charter School Commission are subject to review by the joint standing committee of the Legislature having jurisdiction over education matters and to confirmation by the Senate. This amendment also removes the provision of the bill that ends the terms on the effective date of this legislation of members of the commission who are not members of the State Board of Education and instead provides that a member of the commission serving on the effective date of this legislation may continue to serve until that member's term has expired.

**Enacted Law Summary**

Public Law 2019, chapter 406 changes the appointing authority for four members of the Maine Charter School Commission from the State Board of Education to the Governor and subject to review by the joint standing committee of the Legislature having jurisdiction over education matters and to confirmation by the Senate, and increases the terms of those members from three years to four years.

**LD 1641 Resolve, To Examine Issues Relating to the School Transportation Workforce**

**RESOLVE 59**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
HERBIG E CUDDY S	OTP-AM	S-172

This bill allows public school bus drivers to collect unemployment benefits over the summer. It also creates a nonlapsing fund to award grants to school administrative units for training for school bus drivers between academic years.

**Committee Amendment "A" (S-172)**

This amendment replaces the bill with a resolve that directs the Department of Education, in collaboration with the Department of Labor, to comprehensively examine issues associated with the school transportation workforce, including, but not limited to, determining the best strategies for hiring, training and retaining school transportation personnel. The department is required to submit a report with findings and recommendations to the Joint Standing Committee on Education and Cultural Affairs and the Joint Standing Committee on Labor and Housing. Each committee is authorized to report out a bill on the subject matter of the report to the Second Regular Session of the 129th Legislature.

**Enacted Law Summary**

Resolve 2019, chapter 59 directs the Department of Education, in collaboration with the Department of Labor, to comprehensively examine issues associated with the school transportation workforce, including, but not limited to,

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determining the best strategies for hiring, training and retaining school transportation personnel. The department is required to submit a report with findings and recommendations to the Joint Standing Committee on Education and Cultural Affairs and the Joint Standing Committee on Labor and Housing. Each committee is authorized to report out a bill on the subject matter of the report to the Second Regular Session of the 129th Legislature.

**LD 1700      Resolve, Regarding African-American Student Data Analyses**

**HELD BY  
GOVERNOR**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
TALBOT ROSS R	OTP-AM	H-563

This resolve directs the Department of Education, with assistance from the Maine Education Policy Research Institute, the Maine Human Rights Commission and the Department of the Attorney General, Civil Rights Team Project, as well as a volunteer advisory group that includes representatives from African-American civil rights organizations in the State, African-American history and cultural organizations and the African American Collection at the University of Southern Maine, to collect information and prepare and make available materials that promote the rationale for adding African-American history and culture, including Maine African-American history and culture, to the curricular offerings of school administrative units.

**Committee Amendment "A" (H-563)**

This amendment removes the requirement that the Department of Education collect information and prepare and make available materials that promote the rationale for adding African-American history and culture to the curricular offerings of school administrative units. The amendment also removes the requirement that the department identify educators in the State who are implementing model approaches to teaching African-American history and culture.

**LD 1715      An Act To Reorganize the Provision of Services for Children with Disabilities from Birth to 5 Years of Age**

**CARRIED OVER**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MCCREIGHT J CARSON B		

Beginning in fiscal year 2019-20 for early adopters and over a five-year implementation phase-in beginning in fiscal year 2020-21 for other school administrative units, this bill moves responsibility for providing special education and related services for children who are at least three years of age and under six years of age from the Department of Education, Child Development Services System, the state intermediate educational unit, to the school administrative units of residence of the children.

This bill eliminates the Child Development Services System and moves the entire responsibility for providing services to children from birth to under three years of age to the Department of Education's office of special services. The funding plan continues the present arrangement of full responsibility for costs being shared among state funds, federal funds, the MaineCare program and private insurers.

Under this bill, the State continues its current practice of funding all services for preschool children with disabilities that are not paid for with federal funds, MaineCare funds or private funds.

This bill was carried over to any special or regular session, or both, of the 129th Legislature by joint order, H.P. 1322.

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**LD 1765 An Act To Expand and Clarify the Prohibition of Hazing at Elementary Schools, Secondary Schools and Postsecondary Institutions**

**PUBLIC 372**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
STEWART T POULIOT M	OTP-AM	H-529

This bill updates the prohibition of hazing in elementary, secondary and postsecondary schools and institutions as follows:

1. Expanding and clarifying the activity that constitutes hazing;
2. Making it explicit that the prohibition applies to public and private elementary, secondary and postsecondary schools;
3. Making hazing a Class E crime;
4. Disallowing defenses such as consent or willing participation of the subject of the hazing, that no injury or damage resulted from the hazing or that the hazing was not sanctioned by or part of an organization's membership requirements; and
5. Providing immunity from civil or criminal liability for reporting or attempting to prevent hazing.

**Committee Amendment "A" (H-529)**

This amendment strikes and replaces the bill and clarifies that the definition of hazing means any action or situation, including harassing behavior, that recklessly or intentionally endangers the mental or physical health of any school personnel or a student enrolled in a school or postsecondary institution in the State, or any activity expected of a student as a condition of joining or maintaining membership in a group that humiliates, degrades, abuses or endangers the student, regardless of the student's willingness to participate in the activity.

**Enacted Law Summary**

Public Law 2019, chapter 372 updates the prohibition of hazing in elementary, secondary and postsecondary schools and institutions by amending the definition of hazing to mean any action or situation, including harassing behavior, that recklessly or intentionally endangers the mental or physical health of any school personnel or a student enrolled in a school or postsecondary institution in the State, or any activity expected of a student as a condition of joining or maintaining membership in a group that humiliates, degrades, abuses or endangers the student, regardless of the student's willingness to participate in the activity.

**LD 1773 An Act To Clarify Bonding Authority for School Management and Leadership Centers**

**PUBLIC 336**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
DODGE J	OTP-AM	H-505

This bill amends the law governing bonding authority of school management and leadership centers. The bill provides the provisions necessary to implement existing statutory authority of school management and leadership centers to issue bonds for school construction. These provisions are comparable to existing law for school construction bonds issued by school administrative units or by career and technical education regions. The bonding provisions include a debt limit of 4% of state-adjusted valuation; a debt limit exclusion for state-subsidized debt; a

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25-year maximum bond term; a method for debt allocation, assessment and collection; and the rights of bondholders to enforce the payment of bonds to facilitate their sale.

### **Committee Amendment "A" (H-505)**

This amendment incorporates a fiscal note.

### **Enacted Law Summary**

Public Law 2019, chapter 336 amends the law governing bonding authority of school management and leadership centers, which will be known as "education service centers." It provides the provisions necessary to implement existing statutory authority of school management and leadership centers to issue bonds for school construction. These provisions are comparable to existing law for school construction bonds issued by school administrative units or by career and technical education regions. The bonding provisions include a debt limit of 4% of state-adjusted valuation; a debt limit exclusion for state-subsidized debt; a 25-year maximum bond term; a method for debt allocation, assessment and collection; and the rights of bondholders to enforce the payment of bonds to facilitate their sale.

LD 1341, An Act to Provide Flexibility for Efficient and Effective Management of School Management and Leadership Centers, enacted pursuant to Public Law 2019, chapter 219, amended the name of school management and leadership centers to "education service centers."

### **LD 1778     An Act To Amend the Laws Concerning the Children's Cabinet and Its                   Advisory Councils**

**PUBLIC 450**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MILLETT R FARNSWORTH D	OTP-AM ONTP	S-267

This bill does the following:

1. Amends certain provisions governing the Children's Cabinet;
2. Eliminates the Maine Children's Growth Council;
3. Eliminates the Child Care Advisory Council; and
4. Establishes the Maine Children's Cabinet Early Childhood Advisory Council to develop and evaluate under the direction of the Children's Cabinet a plan for the healthy development of the State's young children and their families.

### **Committee Amendment "A" (S-267)**

This amendment, which is the majority report of the committee, does the following:

1. Amends the membership of the Maine Children's Cabinet Early Childhood Advisory Council to include two members of the Senate and two members of the House of Representatives, one from each of the two political parties having the greatest number of members in the House and Senate. It also requires that the member who is the parent of a young child be appointed by the Speaker of the House and the member representing child abuse and neglect prevention be appointed by the President of the Senate and adds two members who represent public and private family child care providers nominated by their organizations and appointed by the Children's Cabinet;
2. Requires the council to submit its annual report to the joint standing committees of the Legislature having jurisdiction over education and cultural affairs and health and human services matters in addition to the Children's

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Cabinet;

3. Adds a member of the Maine Children's Cabinet Early Childhood Advisory Council to the Education Research Institute Steering Committee in place of the member of the Maine Children's Growth Council; and
4. Adds an appropriations and allocations section.

### **Enacted Law Summary**

Public Law 2019, chapter 450 does the following:

1. Amends certain provisions governing the Children's Cabinet.
2. Eliminates the Maine Children's Growth Council.
3. Eliminates the Child Care Advisory Council.
4. Establishes the Maine Children's Cabinet Early Childhood Advisory Council to develop and evaluate under the direction of the Children's Cabinet a plan for the healthy development of the State's young children and their families and requires the council to submit its annual report to the joint standing committees of the Legislature having jurisdiction over education and cultural affairs and health and human services matters in addition to the Children's Cabinet.
5. Replaces the member of the Education Research Institute Steering Committee who was a member of the Maine Children's Growth Council with a member who is a member of the newly-established Maine Children's Cabinet Early Childhood Advisory Council.

**LD 1785      An Act To Amend Certain Education Laws**

**PUBLIC 398**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
KORNFELD V	OTP-AM	H-583

This bill makes the following changes to the education laws.

1. It repeals a provision of law relating to a central information system on resources for people with disabilities.
2. It repeals a provision of law relating to hazardous chemicals in schools.
3. It repeals provisions of law relating to school construction projects approved by the State Board of Education prior to July 1, 1977.
4. It replaces the term "limited English proficiency student" with the term "English learner."
5. It repeals a provision of law relating to Alcohol Awareness Day.
6. It authorizes a school board to provide school nurse services through an agreement with an individual registered professional nurse.
7. It repeals provisions of law relating to the Department of Education activities relating to school substance use disorder services and performance-enhancing substances and the Obesity and Chronic Disease Fund.

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8. It removes the limitation on the total cost of the components of essential programs and services.
9. It changes the amount of the adjustment for economically disadvantaged students.
10. It removes a requirement that school construction project plans and specifications must be approved by certain state entities.
11. It removes the Department of Administrative and Financial Services, Bureau of General Services from the requirement to perform certain activities relating to school construction projects.
12. It includes psychometrically valid English language proficiency screening for potential English learners in the screening that local units may develop.
13. It removes a reference to Maine Merchant Marine Day in the powers and duties of the State Board of Education.
14. It amends the powers and duties of a cooperative board for a career and technical education region.
15. It amends the laws governing elementary and secondary tuition students.
16. It adds a definition of "rural school administrative unit" for purposes of allocating federal funds under the federal Every Student Succeeds Act.
17. It increases from 90 days to 150 days the period of time in which a charter school authorizer must submit an annual report.

### **Committee Amendment "A" (H-583)**

This amendment does the following.

1. Retains the provisions in law relating to: the Department of Education activities relating to substance use disorder, the Department of Health and Human Services activities relating to performance-enhancing substances and the Obesity and Chronic Disease Fund.
2. Instead of requiring the Department of Education to maintain a central information system on resources for people with disabilities, it requires the Department of Education to develop and maintain a comprehensive database of resources for people with disabilities on the department's publicly accessible website.
3. Removes a gendered pronoun.
4. Allows an elementary school student who resides in the unorganized territory to attend as a tuition student any public or private elementary school approved for tuition purposes and a secondary school student who resides in the unorganized territory to attend as a tuition student any public or private secondary school to which that student may gain entrance that is approved for tuition purposes.
5. Clarifies that the amount of the adjustment for economically disadvantaged students is the amount computed as the school administrative unit's total allocation for economically disadvantaged students.

### **Enacted Law Summary**

Public Law 2019, chapter 398 makes the following changes to the education laws.

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1. It amends a provision of law relating to a central information system on resources for people with disabilities to instead require the Department of Education to develop and maintain a comprehensive database of resources for people with disabilities on the department's publicly accessible website.
2. It repeals a provision of law relating to hazardous chemicals in schools.
3. It repeals provisions of law relating to school construction projects approved by the State Board of Education prior to July 1, 1977.
4. It replaces the term "limited English proficiency student" with the term "English learner."
5. It authorizes a school board to provide school nurse services through an agreement with an individual registered professional nurse.
6. It removes the limitation on the total cost of the components of essential programs and services.
7. Clarifies that the amount of the adjustment for economically disadvantaged students is the amount computed as the school administrative unit's total allocation for economically disadvantaged students.
8. It removes a requirement that school construction project plans and specifications must be approved by certain state entities.
9. It removes the Department of Administrative and Financial Services, Bureau of General Services from the requirement to perform certain activities relating to school construction projects.
10. It includes psychometrically valid English language proficiency screening for potential English learners in the screening that local units may develop.
11. It removes a reference to Maine Merchant Marine Day in the powers and duties of the State Board of Education.
12. It amends the powers and duties of a cooperative board for a career and technical education region.
13. It amends the laws governing tuition students who reside in the Unorganized Territory by allowing elementary students to attend as a tuition student any public or private elementary school approved for tuition purposes and a secondary school student to attend as a tuition student any public or private secondary school to which that student may gain entrance that is approved for tuition purposes and removes a gendered pronoun in this section.
14. It adds a definition of "rural school administrative unit" for purposes of allocating federal funds under the federal Every Student Succeeds Act.
15. It increases from 90 days to 150 days the period of time in which a charter school authorizer must submit an annual report.

**LD 1813      Resolve, To Ensure Safe and Inclusive Learning Environments**

**CARRIED OVER**

Sponsor(s)  
DAUGHTRY M

Committee Report

Amendments Adopted

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This resolve directs the Commissioner of Education to convene a working group to review and develop recommendations to ensure safe and inclusive learning environments for LGBTQ students and educators in Maine schools. The commissioner is required to submit the working group's report to the Legislature by December 1, 2019. The Joint Standing Committee on Education and Cultural Affairs may report out legislation to the Second Regular Session of the 129th Legislature based on the recommendations. For purposes of this resolve, "LGBTQ" includes but is not limited to lesbian, gay, bisexual, transgender, queer, questioning, intersex and asexual.

This resolve was carried over to any special or regular session, or both, of the 129th Legislature by joint order, H.P. 1322.

**LD 1815      An Act To Provide Funds to the University of Maine System to Continue the Statewide Online Advanced Placement Course Program      PUBLIC 500 EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
POULIOT M	OTP-AM	S-283

This bill provides ongoing funds to continue the statewide online advanced placement course program in partnership with the University of Maine at Fort Kent.

**Committee Amendment "A" (S-283)**

This amendment transfers the administration of the statewide online advanced placement course program from the Department of Education in partnership with the University of Maine at Fort Kent to solely the University of Maine System. Accordingly, the amendment provides ongoing funds to continue the statewide online advanced placement program to the University of Maine System, instead of the Department of Education, and directs the University of Maine System to contract with the national governing body of the advanced placement course program, the College Board, to continue the program for the 2019-2020 school year. The amendment also requires the University of Maine System to submit annual reports to the joint standing committee of the Legislature having jurisdiction over education matters on the status of the statewide online advanced placement course program. It also adds an emergency preamble and emergency clause and adds an appropriations and allocations section.

**Enacted Law Summary**

Public Law 2019, chapter 500 transfers the administration of the statewide online advanced placement course program from the Department of Education in partnership with the University of Maine at Fort Kent to solely the University of Maine System. Accordingly, the law provides ongoing funds to continue the statewide online advanced placement program to the University of Maine System, instead of the Department of Education, and directs the University of Maine System to contract with the national governing body of the advanced placement course program, the College Board, to continue the program for the 2019-2020 school year. In addition, the University of Maine System must submit annual reports to the joint standing committee of the Legislature having jurisdiction over education matters on the status of the statewide online advanced placement course program.

Public Law 2019, chapter 500 was enacted as an emergency measure effective June 28, 2019.

**LD 1820      An Act To Amend the Laws Governing Investigations by School Entities into Holders of Credentials      PUBLIC 403**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
KORNFIELD V	OTP-AM ONTP	H-591

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This bill amends the laws governing investigations by school entities, which includes approved private schools, school administrative units, public charter schools, school management and leadership centers, schools in the unorganized territory and schools operated by the State, of credential holders. This bill:

1. Removes language requiring a school entity to notify the Department of Education within 15 business days of the initiation of a covered investigation by that school entity;
2. Requires a school entity to immediately notify the Department of Education if a credential holder who is the subject of a covered investigation leaves the school entity's employment for any reason prior to the conclusion of the covered investigation;
3. Eliminates the requirement that the school entity notify the department in writing of the final outcome of the investigation within five days of its completion and provide to the department a copy of any final report and instead requires that the school entity provide to the department a copy of any final report produced in support of the school entity's decision to discipline, suspend or terminate the credential holder;
4. If a credential holder left employment prior to the completion of a covered investigation and provides consent as part of that credential holder's application for employment with a school entity, directs the department to notify the superintendent or the chief administrative officer of that school entity of the fact that the credential holder left employment with a school entity prior to the completion of a covered investigation of that credential holder; and
5. Repeals language requiring the commissioner to adopt rules governing confidentiality of information received under the provisions concerning covered investigations.

### **Committee Amendment "A" (H-591)**

This amendment is the majority report of the committee and does the following.

1. It clarifies that "covered investigation" means an investigation by a school entity into the conduct of a holder of a credential that a school entity has a reasonable expectation would affect the credential holder's employment or contracted service because the alleged conduct involves alcohol, illegal drugs, physical abuse, emotional abuse, inappropriate contact between a credential holder and a student, stalking or similar behavior that endangers the health, safety or welfare of a student. It removes the phrase "violating boundaries" from the definition.
2. It provides that a credential holder who is the subject of a final report produced in support of a school entity's decision to discipline, suspend or terminate the credential holder may submit to the Department of Education a written rebuttal to the report and that the written rebuttal must be placed in the department's investigative file.
3. It requires the department to destroy copies of all records and reports related to a finding resulting in discipline, suspension or termination of a credential holder if the finding resulting in that discipline, suspension or termination is reversed upon appeal at the school entity level.
4. It directs the department to convene a work group to study and report to the Joint Standing Committee on Education and Cultural Affairs no later than February 1, 2020 on recommendations and suggested legislation to improve the law regarding investigations into credential holders.

### **Enacted Law Summary**

Public Law 2019, chapter 403 amends the laws governing investigations by school entities of credential holders as follows.

1. It clarifies that "covered investigation" means an investigation by a school entity into the conduct of a holder of a credential that a school entity has a reasonable expectation would affect the credential holder's employment or contracted service because the alleged conduct involves alcohol, illegal drugs, physical abuse, emotional abuse,

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inappropriate contact between a credential holder and a student, stalking or similar behavior that endangers the health, safety or welfare of a student. It removes the phrase "violating boundaries" from the definition.

2. Removes language requiring a school entity to notify the Department of Education within 15 business days of the initiation of a covered investigation by that school entity.

3. Requires a school entity to immediately notify the Department of Education if a credential holder who is the subject of a covered investigation leaves the school entity's employment for any reason prior to the conclusion of the covered investigation.

4. Eliminates the requirement that the school entity notify the department in writing of the final outcome of the investigation within five days of its completion and provide to the department a copy of any final report and instead requires that the school entity provide to the department a copy of any final report produced in support of the school entity's decision to discipline, suspend or terminate the credential holder.

5. It provides that a credential holder who is the subject of a final report produced in support of a school entity's decision to discipline, suspend or terminate the credential holder may submit to the Department of Education a written rebuttal to the report and that the written rebuttal must be placed in the department's investigative file.

6. It provides that if a credential holder left employment prior to the completion of a covered investigation and provides consent as part of that credential holder's application for employment with a school entity, directs the department to notify the superintendent or the chief administrative officer of that school entity of the fact that the credential holder left employment with a school entity prior to the completion of a covered investigation of that credential holder.

7. It requires the department to destroy copies of all records and reports related to a finding resulting in discipline, suspension or termination of a credential holder if the finding resulting in that discipline, suspension or termination is reversed upon appeal at the school entity level.

8. Repeals language requiring the commissioner to adopt rules governing confidentiality of information received under the provisions concerning covered investigations.

9. It directs the department to convene a work group to study and report to the Joint Standing Committee on Education and Cultural Affairs no later than February 1, 2020 on recommendations and suggested legislation to improve the law regarding investigations into credential holders.



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**SUBJECT INDEX**

**Adult Education**

**Enacted**

**LD 718**      **An Act To Increase Funding for Adult Basic Literacy, Workplace Education and College Preparedness**      **ONTP**

**Attendance and School Days**

**Enacted**

**LD 150**      **An Act To Improve Attendance at Public Elementary Schools**      **PUBLIC 235**

**LD 151**      **An Act To Align State Law with Current Practice Regarding Required School Attendance**      **PUBLIC 508**

**LD 930**      **An Act To Give Maine Schools Additional Options To Make Up Missed School Days**      **PUBLIC 105**

**Not Enacted**

**LD 770**      **An Act To Provide for a Later Starting Time for High Schools**      **Majority (ONTP) Report**

**LD 1174**      **An Act To Facilitate Remote Learning during School Cancellations**      **ONTP**

**Career and Technical Education**

**Not Enacted**

**LD 161**      **An Act To Increase Access to Career and Technical Education**      **ONTP**

**LD 358**      **An Act To Increase Funding for Career and Technical Education for Fiscal Year 2019-20**      **Died on Adjournment**

**LD 504**      **An Act To Enhance the Development of Innovative Career and Technical Education Programs**      **ONTP**

**LD 1036**      **Resolve, Establishing a Task Force To Study the Creation of a Comprehensive Career and Technical Education System and Increased Crosswalks for Academic Credit between Secondary Schools and Career and Technical Education Programs**      **HELD BY GOVERNOR**

<b>LD 1046</b>	<b>An Act To Authorize the Department of Education To Provide Flexibility in the Required Credentials for Teachers in Career and Technical Programs</b>	<b>ONTP</b>
<b>LD 1064</b>	<b>An Act To Address Maine’s Firefighter Shortage by Offering Firefighter Training for Credit in High School Career and Technical Education Programs</b>	<b>ONTP</b>
<b>LD 1267</b>	<b>An Act To Allow the Awarding of Graduation Credits by Career and Technical Education Centers and Regions</b>	<b>ONTP</b>
<b>LD 1606</b>	<b>An Act To Increase Funding for Career and Technical Education Programs</b>	<b>CARRIED OVER</b>
<b>LD 1618</b>	<b>An Act To Authorize Career and Technical Education Regions To Enter into Energy Conservation Performance Contracts for School Facilities</b>	<b>ONTP</b>

**Cultural Affairs**

**Not Enacted**

<b>LD 382</b>	<b>An Act To Fund Services for Blind and Visually Impaired Persons at the Maine State Library</b>	<b>PUBLIC 15</b>
<b>LD 1149</b>	<b>An Act To Strengthen the Maine State Library</b>	<b>PUBLIC 521</b>
<b>LD 1396</b>	<b>An Act To Update the Laws Governing the Regional Library Systems</b>	<b>PUBLIC 150</b>

**Not Enacted**

<b>LD 135</b>	<b>An Act To Appropriate Funds To Provide Sea Protection and Public Access to the Historic Whaleback Lighthouse in Kittery</b>	<b>Died Between Houses</b>
<b>LD 246</b>	<b>An Act To Secure the Future of the Frances Perkins Homestead</b>	<b>CARRIED OVER</b>
<b>LD 503</b>	<b>An Act To Provide Additional Funding for the Maine Bicentennial Commission</b>	<b>Leave to Withdraw Pursuant to Joint Rule 310</b>
<b>LD 610</b>	<b>An Act To Provide Funding for Maine Public</b>	<b>CARRIED OVER</b>
<b>LD 626</b>	<b>An Act To Provide Funding for the Naval Museum and Gardens in Brunswick</b>	<b>CARRIED OVER</b>

**Curriculum, Instruction, and Testing**

**Enacted**

LD 283	Resolve, Regarding Legislative Review of Portions of Chapter 132: Learning Results: Parameters for Essential Instruction, a Major Substantive Rule of the Department of Education	RESOLVE 12 EMERGENCY
LD 576	Resolve, Directing the Department of Education To Study and Develop an Online Learning Platform for Students and Educators	RESOLVE 25
LD 985	An Act To Maintain High School Diploma Standards by Repealing Proficiency-based Diploma Standards and Adding the Equivalent in Standards Achievement	PUBLIC 202
LD 1024	An Act To Destigmatize Mental Illness through Health Instruction That Emphasizes the Relationship between physical and Mental Health in Schools	PUBLIC 106
LD 1382	Resolve, Directing the Department of Education To Study and Develop a State Plan for Computer Science Instruction and Professional Development	RESOLVE 78
LD 1815	An Act To Provide Funds to the University of Maine System to Continue the Statewide Online Advanced Placement Course Program	PUBLIC 500 EMERGENCY

**Not Enacted**

LD 14	An Act To Improve Science and Engineering Education for Maine's Students	ONTP
LD 137	An Act To Make the Maine Learning Technology Initiative More Cost-effective	ONTP
LD 160	An Act To Add Instruction in Personal Finance to the Statewide System of Learning Results	Majority (ONTP) Report
LD 185	An Act To Provide a Method for a Student To Be Excused from Standardized Testing	Majority (ONTP) Report
LD 210	An Act To Increase Technology and Engineering Education for Grades 7 to 12	ONTP
LD 318	An Act To Prepare All Students for Work and Life by Requiring That Students Receive Instruction in Vocational Preparation and Practical Life Skills	Majority (ONTP) Report
LD 387	An Act To Require Cursive Handwriting Instruction in Grade 3 to Grade 5	ONTP
LD 470	An Act To Provide Traffic Safety Education in Schools	CARRIED OVER

LD 587	An Act To Require Career Options Education for High School Students	ONTP
LD 654	An Act Regarding Instruction in Civics in Secondary Schools	ONTP
LD 662	An Act To County Study Abroad toward Secondary School Credit	CARRIED OVER
LD 750	An Act To Allow Junior Reserve Officers' Training Corps Instructors To Instruct without State Certification	Majority (ONTP) Report
LD 882	Resolve, To Require the Examination of the System of Learning Results	CARRIED OVER
LD 1050	An Act To Require Education about African-American History and the History of Genocide	CARRIED OVER
LD 1152	An Act To Make the Maine Educational Assessment Optional for Kindergarten to Grade 8	ONTP
LD 1369	An Act To Create an Additional Pathway To Certify Industrial Arts Teachers To Foster Career and Technical Subjects in Maine Schools	Died Between Houses
LD 1700	Resolve, Regarding African-American Student Data Analyses	HELD BY GOVERNOR

**Department of Education, State Board of Education**

**Enacted**

LD 176	An Act To Enhance Participation on the State Board of Education	PUBLIC 421
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**Not Enacted**

LD 484	Resolve, To Establish a Maine State High School Diploma	ONTP
LD 589	Resolve, Directing the State Board of Education To Adopt Rules Prohibiting Teachers in Public Schools from Engaging in Political, Ideological or Religious Advocacy in the Classroom	ONTP
LD 1425	An Act To Maintain the Integrity of the Department of Education by Prohibiting Its Promotion of Policies and Practices That Are Not Based on Rigorous Peer Review and Analysis, Limiting Acceptance of Private Funding in Implementation and Influencing State Policy and Retaining the Home Rule Powers to School Administrative Units	Majority (ONTP) Report

**Early Childhood Special Education Programs**

**Enacted**

- |               |  |                   |
|---------------|--|-------------------|
| <b>LD 642</b> | <b>An Act Regarding Kindergarten Readiness for Children Who Are Deaf and Hard of Hearing</b> | <b>PUBLIC 429</b> |
| <b>LD 997</b> | <b>An Act To Promote Social and Emotional Learning and Development for Young Children</b>    | <b>PUBLIC 481</b> |

**Not Enacted**

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|----------------|--|---------------------|
| <b>LD 512</b>  | <b>Resolve, To Authorize the Legislature To Contract for an Independent Review To Evaluate and Plan for the Implementation of Maine’s Early Childhood Special Education Services</b> | <b>CARRIED OVER</b> |
| <b>LD 632</b>  | <b>An Act To Promote Free, Appropriate Public Education</b>  | <b>ONTP</b>         |
| <b>LD 1715</b> | <b>An Act To Reorganize the Provision of Services for Children with Disabilities from Birth to 5 Years of Age</b>  | <b>CARRIED OVER</b> |

**Education - Other**

**Enacted**

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|----------------|--|---------------------------------|
| <b>LD 103</b>  | <b>An Act To Ensure the Integrity of For-profit Colleges and Universities</b>  | <b>PUBLIC 157</b>               |
| <b>LD 388</b>  | <b>An Act To Recognize Employee Background Checks Conducted for Out-of-state Schools Eligible for Maine Tuition Assistance</b> | <b>PUBLIC 114<br/>EMERGENCY</b> |
| <b>LD 944</b>  | <b>An Act To Ban Native American Mascots in all Public Schools</b>   | <b>PUBLIC 123</b>               |
| <b>LD 1778</b> | <b>An Act To Amend the Laws Concerning the Children’s Cabinet and Its Advisory Councils</b>                                    | <b>PUBLIC 450</b>               |
| <b>LD 1785</b> | <b>An Act To Amend Certain Education Laws</b>  | <b>PUBLIC 398</b>               |

**Not Enacted**

- |               |   |                     |
|---------------|---|---------------------|
| <b>LD 685</b> | <b>An Act To Amend the Laws Governing the Maine School for Marine Science, Technology, Transportation and Engineering</b> | <b>ONTP</b>         |
| <b>LD 703</b> | <b>An Act To Help Maine Students Succeed</b>  | <b>CARRIED OVER</b> |

LD 1607 An Act To Create the Department of Early Care and Learning CARRIED OVER

**Extracurricular Programs and Activities**

**Not Enacted**

LD 395 An Act To Protect Access to Outside-of-school Enrichment Opportunities ONTP

LD 502 An Act To Establish the Summer Success Pilot Program Fund CARRIED OVER

LD 711 Resolve, To Establish a Commission To Study and Recommend a Minimum Age for Participation in Tackle Football ONTP

LD 1347 An Act To Promote High-quality After-school Programs in Public Schools ONTP

LD 1521 An Act To Expand Skill Development Opportunities for Maine Youth CARRIED OVER

**Health, Nutrition and Safety**

**Enacted**

LD 97 Resolve, Regarding Legislative Review of Portions of Chapter 38: Suicide Awareness and Prevention in Maine Public Schools, a Major Substantive Rule of the Department of Education RESOLVE 14 EMERGENCY

LD 167 An Act To Prevent Food Shaming in Maine's Public Schools PUBLIC 54

LD 441 An Act To Reduce Childhood Exposure to Harmful Ultraviolet Radiation by Allowing Students to Use Sunscreen in Schools PUBLIC 32

LD 454 An Act To Encourage the Purchase of Local Produce for Public Schools PUBLIC 511

LD 541 Resolve, To Reduce Food Waste in Schools RESOLVE 45

LD 577 An Act To Increase Access to Nutritious Foods in School by Implementing an After-school Food Program for At-risk Students PUBLIC 428

LD 701 An Act To Modernize the National School Lunch Program and the School Breakfast Program PUBLIC 480

LD 773 An Act Regarding Secondary School Education Concerning Sexual Activity and Sexual Assault PUBLIC 196

<b>LD 798</b>	<b>An Act To Protect Maine Children and Students from Preventable Diseases by Repealing Certain Exemptions from the Laws Governing Immunization Requirements</b>	<b>PUBLIC 154</b>
<b>LD 858</b>	<b>Resolve, Directing the Department of Education To Study and Make Recommendations Relating to School Safety and Security</b>	<b>RESOLVE 26</b>
<b>LD 1168</b>	<b>Resolve, To Improve Maine’s Response to Childhood Trauma</b>	<b>RESOLVE 63 EMERGENCY</b>
<b>LD 1306</b>	<b>Resolve, To Examine Issues Relating to Bullying in Schools</b>	<b>RESOLVE 44</b>

**Not Enacted**

<b>LD 29</b>	<b>Resolve, To Implement the Recommendations of the Task Force To Address the Opioid Crisis in the State by Establishing a Work Group to Develop Educational Programming for Prevention of Substance Use and Substance Use Disorders among Youth and Adolescents</b>	<b>ONTP</b>
<b>LD 359</b>	<b>An Act To Address Student Hunger with a “Breakfast after the Bell” Program</b>	<b>CARRIED OVER</b>
<b>LD 549</b>	<b>An Act To Promote Academic Achievement through Hunger Relief for Maine Children</b>	<b>Died On Adjournment</b>
<b>LD 605</b>	<b>An Act To Improve Antihunger Programs in Maine Schools</b>	<b>ONTP</b>
<b>LD 736</b>	<b>An Act To Protect Students during Elections Held at Their Schools</b>	<b>ONTP</b>
<b>LD 987</b>	<b>An Act To Provide Autonomy for Health Care Providers To Practice Patient-centered Care by Amending the Laws Governing Medical Exemptions to Immunization Requirements</b>	<b>Majority (ONTP) Report</b>
<b>LD 1035</b>	<b>Resolve, To Streamline the Process by Which Schools Receive Fresh Fruit and Vegetables</b>	<b>Leave to Withdraw Pursuant to Joint Rule 310</b>
<b>LD 1343</b>	<b>An Act To Improve Health Education and Physical Education in Schools</b>	<b>ONTP</b>
<b>LD 1344</b>	<b>An Act To Improve Nutrition in Maine Schools</b>	<b>ONTP</b>
<b>LD 1351</b>	<b>An Act To Allow for the Recovery and Redistribution of Food in Public Schools</b>	<b>ONTP</b>
<b>LD 1376</b>	<b>An Act To Direct the Department of Education To Amend Its Rules To Ensure That Physical Restraint and Seclusion Policies Are Followed and Make Biennial Reports on the Use of Physical Restraint and Seclusion</b>	<b>CARRIED OVER</b>

LD 1813      **Resolve, To Ensure Safe and Inclusive Learning Environments**      **CARRIED OVER**

**Postsecondary Education Finance and Student Aid**

**Enacted**

LD 206      **An Act To Raise the University of Maine System Debt Ceiling**      **PUBLIC 487**

LD 1283      **Resolve, To Advance College Affordability by Convening a Task Force To Recommend a Sustainable Funding Model for Maintaining Maine’s Public Higher Education Infrastructure**      **RESOLVE 65  
EMERGENCY**

LD 1538      **Resolve, Directing the Public Higher Education Systems Coordinating Committee To Study Compensation Equity among Public Higher Education Institutions**      **RESOLVE 52**

LD 1566      **Resolve, To Determine Ways To Increase the Number of Recipients under the Tuition Waiver Program for Participants in Foster Care**      **RESOLVE 56**

**Not Enacted**

LD 155      **An Act To Ensure Transparency in College Costs**      **ONTP**

LD 860      **An Act To Establish the Maine Community College System No-cost Tuition**      **CARRIED OVER**

**Postsecondary Education Governance and Coordination**

**Not Enacted**

LD 665      **Resolve, Directing the Office of the Attorney General To Review Free Speech on Public College and University Campuses**      **CARRIED OVER**

LD 760      **An Act To Prohibit the University of Maine System, the Maine Community College System and the Maine Maritime Academy from Considering the Criminal Records of Applicants**      **Leave to Withdraw Pursuant to Joint Rule 310**

LD 866      **An Act To Support College Completion by Homeless Youth in Maine**      **HELD BY GOVERNOR**

**Public Charter Schools and School Choice**

**Enacted**

LD 307	An Act To Limit the Number of Charter Schools in Maine	PUBLIC 307
LD 513	An Act To Limit the Number of Students and Prevent the Addition of Grade Levels at Virtual Public Charter Schools	PUBLIC 253
LD 1638	An Act To Provide for Gubernatorial Appointments to the Maine Charter School Commission	PUBLIC 406

**Not Enacted**

LD 438	An Act To Allow the Creation of New Innovative School Models by Removing the Cap on the Number of Authorized Charter Schools	ONTP
LD 714	An Act To Prohibit Public Charter Schools from Expending Funds for Advertising	ONTP
LD 1029	An Act To Expand Educational Opportunities for Students Attending Public Secondary Schools with Enrollments of 300 or Fewer Students	ONTP
LD 1227	An Act To Allow Parents To Apply to the Commissioner of Education To Enroll Their Children in a Receiving School Administrative Unit and To Remove Limitations on Which Students May Be So Enrolled	Majority (ONTP) Report

**Public Preschool Programs**

**Enacted**

LD 1262	An Act To Allow Funds from the Federal E-Rate Program To Be Applied to Maine Preschool Programs	PUBLIC 241
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**Not Enacted**

LD 237	An Act To Appropriate Funds for Coaching Services for Existing and New Prekindergarten Programs	ONTP
LD 468	An Act To Require That the State Fund on an Ongoing Basis a Minimum of 50 percent of the Costs Associated with Public Preschool Programs	ONTP
LD 1043	An Act to Establish Universal Public Preschool Programs	CARRIED OVER
LD 1428	An Act To Require the State To Fund 50 Percent of Public Preschool	ONTP

### *Safe Schools and Student Conduct*

#### Not Enacted

LD 247	An Act To Increase the Amount of Time School Counselors and Social Workers Spend Providing Students Direct and Indirect Counseling	PUBLIC 45
LD 1010	Resolve, Directing the Department of Education To Develop a Model School Disciplinary Policy	RESOLVE 31
LD 1370	An Act To Address Dangerous Behavior in the Classroom	PUBLIC 458
LD 1765	An Act To Expand and Clarify the Prohibition of Hazing at Elementary Schools, Secondary Schools and Postsecondary Institutions	PUBLIC 372

#### Not Enacted

LD 965	An Act To Restrict Cell Phone Use by Students While in School	Majority (ONTP) Report
LD 1182	An Act To Improve School Safety by Requiring Law Enforcement Visits	Majority (ONTP) Report

### *School Boards and School Budgets*

#### Enacted

LD 721	An Act To Encourage Public Participation in School Board Meetings	PUBLIC 293
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#### Not Enacted

LD 63	An Act To Improve Responsiveness of Elected School Boards to the Public	Majority (ONTP) Report
LD 236	An Act Regarding the Use of Unanticipated State Aid for Kindergarten to Grade 12 Education	Majority (ONTP) Report
LD 664	An Act To Organize Biannual County Meetings for Local School Boards	ONTP

### *School Construction, Facilities, and Transportation*

#### Enacted

LD 375	An Act To Promote the Forest Products Industry in School Construction and Renovating Involving Heating Systems	PUBLIC 53
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<b>LD 1593</b>	<b>An Act To Support Infrastructure Improvements in Schools</b>	<b>PUBLIC 385</b>
<b>LD 1641</b>	<b>Resolve, To Examine Issues Relating to the School Transportation Workforce</b>	<b>RESOLVE 59</b>
<b><u>Not Enacted</u></b>		
<b>LD 225</b>	<b>An Act Regarding Transportation Management Software and School Bus Replacement</b>	<b>Majority (ONTP) Report</b>
<b>LD 404</b>	<b>An Act To Fund the School Revolving Renovation Fund</b>	<b>Died on Adjournment</b>
<b>LD 557</b>	<b>An Act To Create and Fund the School Revolving Maintenance Fund to Support the Usefulness and Longevity of Public School Buildings</b>	<b>ONTP</b>
<b>LD 712</b>	<b>An Act To Increase the School Construction Debt Service Limit</b>	<b>CARRIED OVER</b>

**School District Organization**

**Enacted**

<b>LD 406</b>	<b>An Act To Establish Regional School Leadership Academics</b>	<b>PUBLIC 70</b>
<b>LD 1216</b>	<b>An Act To Support Community Schools</b>	<b>PUBLIC 434</b>
<b>LD 1341</b>	<b>An Act To Provide Flexibility for Efficient and Effective Management of School Management and Leadership Centers</b>	<b>PUBLIC 219</b>
<b>LD 1592</b>	<b>An Act To Allow the Dissolution of Regional School Units Composed of a Single Municipality</b>	<b>PUBLIC 302</b>
<b>LD 1773</b>	<b>An Act To Clarify Bonding Authority for School Management and Leadership Centers</b>	<b>PUBLIC 336</b>

**School Finance**

**Enacted**

<b>LD 98</b>	<b>Resolve, Regarding Legislative Review of Portions of Chapter 122: Grant Application and Award Procedure: Fund for the Efficient Delivery of Educational Services, a Major Substantive Rule of the Department of Education</b>	<b>RESOLVE 8 EMERGENCY</b>
<b>LD 309</b>	<b>Resolve, Directing the Department of Education To Direct a Study of the Regional Adjustment for School Administrative Units</b>	<b>RESOLVE 70 EMERGENCY</b>

**LD 412**      **An Act To Restore System Administration Allocations in Maine School Administrative Units to the Level Prescribed for Fiscal Year 2017-18**      **PUBLIC 213**

**Not Enacted**

**LD 259**      **An Act To Require the State To Meet the Mandatory 55 Percent Contribution to Schools**      **Died on Adjournment**

**LD 385**      **An Act To Base School Funding on the Number of Students Sent by a Town to a Regional School Unit**      **ONTP**

**LD 727**      **An Act Concerning Funding of Alternative Organizational Structures**      **ONTP**

**LD 979**      **An Act To provide Consistent Data Regarding Educational Funding**      **ONTP**

**LD 1170**      **An Act To Raise the Floor of State Education Funding**      **ONTP**

**LD 1497**      **An Act To Recognize High-performing, Efficient School Districts with Regard to the System Administration Allocation**      **ONTP**

**LD 1508**      **An Act To Respect the Will of Maine Voters by Funding Education at 55 Percent**      **Died on Adjournment**

**Special Education**

**Enacted**

**LD 651**      **Resolve, To Facilitate School Access to Federal Title I Funds and Improve the Delivery of Special Education Services**      **RESOLVE 29**

**Not Enacted**

**LD 136**      **An Act To Establish a Special Education Circuit Breaker Reimbursement Program**      **CARRIED OVER**

**LD 464**      **An Act To Change the Period To Request a Due Process Hearing for Costs Related to a Unilateral Private School Placement from a Public School**      **ONTP**

**LD 791**      **An Act To Provide School Districts with Full State Funding for Students with High-cost Special Education Needs**      **CARRIED OVER**

**LD 852**      **Resolve, To Establish the Task Force To Study the Coordination of Services and Expansion of Educational Programs for Young Adults with Disabilities**      **Died on Adjournment**

**Student Privacy**

**Not Enacted**

LD 296	An Act Regarding Student Privacy with Respect to Video Recordings	ONTP
LF 843	An Act To Clarify Parental Consent Regarding the Release of Student Information	Leave to Withdraw Pursuant to Joint Rule 310
LD 1331	An Act To Amend the Student Information Privacy Act	ONTP

**Teachers and Administrators**

**Enacted**

LD 92	An Act To Amend Educator Evaluation Requirements	PUBLIC 27
LD 345	An Act To Help New Teachers Succeed	PUBLIC 132
LD 898	An Act To Provide for Support for New Educators	PUBLIC 518
LD 1338	An Act To Protect Teachers from Unfair Evaluations	PUBLIC 297
LD 1478	Resolve, Regarding Legislative Review of Portions of Chapter 115: The Credentialing of Education Personnel, a Late-filed Major Substantive Rule of the Department of Education	RESOLVE 101
LD 1549	An Act To Increase the Supplement for Certain National Board for Professional Teacher Standards Certified Teachers in Maine	PUBLIC 394
LD 1820	An Act To Amend the Laws Governing Investigations by School Entities into Holders of Credentials	PUBLIC 403

**Not Enacted**

LD 55	An Act To Return the Normal Cost of Teacher Retirement to the State	ONTP
LD 178	An Act To Increase the State Share of the Cost of Health Insurance for Retired Teachers	CARRIED OVER
LD 405	An Act To Increase the Statewide Minimum Salary for Teachers	ONTP

<b>LD 419</b>	<b>An Act To Require Minimum Salary of \$50,000 for Public School Teachers</b>	<b>ONTP</b>
<b>LD 427</b>	<b>An Act To Require the State To Fund Teacher Retirement</b>	<b>CARRIED OVER</b>
<b>LD 672</b>	<b>An Act To Allow Local Flexibility in Teacher Assignment To Enhance Student Achievement</b>	<b>Majority (ONTP) Report</b>
<b>LD 729</b>	<b>An Act Regarding the Probationary Period for Teachers</b>	<b>ONTP</b>