



130th MAINE LEGISLATURE

SECOND REGULAR SESSION-2022

Legislative Document

No. 1777

H.P. 1328

House of Representatives, December 2, 2021

An Act To Amend the Laws Regarding Education Service Centers

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.

Received by the Clerk of the House on November 30, 2021. Referred to the Committee on Education and Cultural Affairs pursuant to Joint Rule 308.2 and ordered printed pursuant to Joint Rule 401.

A handwritten signature in cursive script that reads "R B. Hunt".

ROBERT B. HUNT
Clerk

Presented by Representative MARTIN of Eagle Lake.

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

2 **Sec. 1. 20-A MRSA §3802, sub-§13**, as amended by PL 2019, c. 219, §3, is
3 repealed and the following enacted in its place:

4 **13. Withdrawal from education service center.** Notwithstanding a withdrawal
5 provision in an interlocal agreement establishing an education service center, withdrawal
6 of a member school administrative unit from an education service center is governed
7 exclusively by this subsection. A member school administrative unit may withdraw from
8 an education service center at any time by providing written notice of withdrawal not less
9 than one year before the date of withdrawal to each of the other member school
10 administrative units participating in the education service center. The date of withdrawal
11 must be the end of the member school administrative unit's fiscal year. After the member
12 school administrative units have received the notice of withdrawal, the parties must enter
13 into a withdrawal agreement to be approved by the school board of each of the parties. If
14 the parties are unable to agree on a withdrawal agreement before the date of withdrawal,
15 any party may submit an area of disagreement to a neutral arbitrator. The parties must agree
16 on the selection of the arbitrator. If the parties are unable to enter into a withdrawal
17 agreement before the end of the 15th day after the date of withdrawal, an arbitrator must
18 be selected according to the procedure of a nationwide, not-for-profit organization that
19 provides arbitration and alternative dispute resolution services. The decision of the
20 arbitrator selected under that procedure is final. For the purposes of this subsection,
21 "parties" means the withdrawing member school administrative unit and the remaining
22 member school administrative units.

23 **SUMMARY**

24 This bill amends the laws relating to the withdrawal of a school administrative unit
25 from an education service center.