

Committee: EDU

Drafter: SS

File Name: G:\COMMITTEES\EDU\Bill Amendments\130th 1st\1055-Newell.docx

LR (item)#:

New Title?: No

Add Emergency?: No

Date: 3/18/2021

Amendment prepared for Rep Newell to LD 453, "An Act To Establish a Permanent Appointment of a Member of the Wabanaki Tribes to the Board of Trustees of the University of Maine System"

Changes to the original bill are highlighted

Sec. 1. P&SL 1865, c. 532, §4, sub-§2, as amended by PL 1983, c. 799, §4, is 3 further amended to read:

2. Members appointed by the Governor. Fourteen members ~~shall~~ must be appointed for 5-year terms by the Governor, subject to review by the joint standing committee of the Legislature having jurisdiction over education matters and confirmation by the Legislature. Each term ~~shall expire~~ expires on May 26th of the appropriate year, except that the retiring member ~~shall serve~~ serves until a successor is appointed by the Governor and confirmed by the Legislature. No A person accepting such an appointment under this subsection may not be a member of the State Board of Education. In making appointments, the Governor shall strive to achieve a membership which that is representative of the population of this State. In so far as feasible when selecting qualified nominees to the board, the Governor shall consider affirmative action criteria, professional education and experience and an equitable geographical representation among the members. At least one member appointed by the Governor must be a member of the Wabanaki Tribes. The appointment of the member of the Wabanaki tribes shall be based on the recommendation of the tribal governments of the Wabanaki Tribes, including the Aroostook Band of Micmacs, the Houlton Band of Maliseet Indians, the Passamaquoddy Tribe at Motahmikuk, the Passamaquoddy Tribe at Sipayik and the Penobscot Nation. In recommending the appointment of the member who is a member of the Wabanaki Tribes, the tribal governments of the Wabanaki Tribes shall establish a process that provides for the membership to rotate among the tribal governments. Trustees may serve a maximum of 2 terms, except that an individual appointed to fill an unexpired term of 3 years or less is eligible for appointment to 2 full terms. Vacancies ~~shall~~ must be filled by the Governor, subject to review by the joint standing committee of the Legislature having jurisdiction over education matters and confirmation by the Legislature, for the unexpired balance of the term. In order to restore and maintain rotation of terms of office of trustees, an incumbent trustee who was appointed for a term of 5 years at a time subsequent to the expiration of the term of ~~his-that trustee's~~ predecessor in office ~~shall be~~ is deemed to have commenced ~~his-that trustee's~~ 5-year term upon the date of the expiration of the term of office of ~~his that trustee's~~ predecessor rather than from the date of his ~~that trustee's~~ appointment and qualification. Trustees ~~shall~~ serve without compensation, but may be reimbursed for travel and other expenses incurred in the performance of their official duties.

SUMMARY

This amendment adds language providing that the appointment of the member of the Wabanaki Tribes be based on the recommendation of the tribal governments of the Wabanaki Tribes and that tribal governments of the Wabanaki Tribes establish a process that provides for the membership to rotate among the tribal governments.