MAINE STATE LEGISLATURE

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1 2	FIRST REGULAR SESSION ONE HUNDRED AND ELEVENTH LEGISLATURE		
3 4			
5 6	Legislative Document No. 1230		
7 8 9	H.P. 949 House of Representatives, March 17, 1983 Referred to the Committee on Education. Sent up for concurrence and ordered printed.		
10	EDWIN H. PERT, Clerk Presented by Representative Rolde of York. Cosponsors: Representative Connolly of Portland, Senator Hayes of Penobscot and Representative Locke of Sebec.		
12 13	STATE OF MAINE		
14 15 16	IN THE YEAR OF OUR LORD NINETEEN HUNDRED AND EIGHTY-THREE		
17 18 19	AN ACT Relating to the State Board of Education.		
20 21	Be it enacted by the People of the State of Maine as follows:		
22 23	<pre>Sec. 1. 20-A MRSA §405, sub-§4, as enacted by PL 1981, c. 693, §§5 and 8, is amended to read:</pre>		
24 25 26 27 28 29 30 31	4. Review of department decisions. On the written request of an interested party, the state board shall review decisions made by the department acting through the commissioner or his duly authorized representative under sections 1401 to 1407, seetien sections 8351 and 13003 and chapters 203, 205 and 505 and Title 20, section 3458. The written request shall be filed within 30 days from the date of the department's decision		

1 2 3	Sec. 2. Appropriation. The following funds are appropriated from the General Fund to carry out the purposes of this Act.			
4		1983-84	1984-85	
5 6	EDUCATIONAL AND CULTURAL SERVICES, DEPARTMENT OF			
7	State Board of Education			
8 9 10	Positions Personal Services All Other	(2) \$40,000 16,000	(3) \$60,000 21,000	
11	Total	\$56,000	\$81,000	
12 13 14 15 16 17	Funds to be used by the State Board of Education to develop an independent operating capability to carry out its responsibilities.			
18 19 20 21 22 23 24 25 26 27 28	\$6,000 in each year of the biennium is to be used for per diem expenses of the State Board of Education; the remainder is to be used to assist the board in developing an independent operating capability to carry out its responsibilities.			
29	STATEMENT OF FAC	T		
30 31 32 33 34 35 36 37	The State Board of Education is given broad authority by the Legislature on educational matters, including governance of the vocational-technical institutes. The board has no independent capability of operating, and must rely too heavily on the Department of Educational and Cultural Services for information, recommendations, etc. Just recently the board was able, for the first time, to work independ-			

 ently of the department on teacher certification, due to a \$5,000 legislative appropriation. This resulted in the most substantial changes, and toughening of teacher educational requirements, to be considered by the board in many years. This could not have happened without the funds to allow the board to hire additional help.

Section 1 of the bill gives the board the right to review teacher certification decision made by the commissioner. The board currently cannot ensure its certification policies are being carried out because it has no ability to hear appeals of certification decisions.

Section 2 provides an appropriation to the board to enable it to carry out its duties and a per diem. At present, the board is a major state policy-making board, but does not even get per diem. The appropriation corrects that.

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