

MAINE STATE LEGISLATURE

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L.D. 92

Date: 3/18/19 Majority

(Filing No. H- 18)

EDUCATION AND CULTURAL AFFAIRS

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**STATE OF MAINE
HOUSE OF REPRESENTATIVES
129TH LEGISLATURE
FIRST REGULAR SESSION**

COMMITTEE AMENDMENT "A" to H.P. 78, L.D. 92, Bill, "An Act To Amend Teacher Evaluation Requirements"

Amend the bill by striking out the title and substituting the following:

'An Act To Amend Educator Evaluation Requirements'

Amend the bill by striking out all of section 3 and inserting the following:

'Sec. 3. 20-A MRSA §13704, sub-§2, as enacted by PL 2011, c. 635, Pt. A, §3, is amended to read:

2. Multiple measures of effectiveness. Multiple measures of educator effectiveness, ~~other than standards of including but not limited to professional practice; including but not limited to student learning and growth standards;~~

Amend the bill in section 4 in paragraph A in the first line (page 1, line 19 in L.D.) by inserting after the following: "practice and" the following: 'may include other'

Amend the bill by inserting after section 4 the following:

'Sec. 5. 20-A MRSA §13704, sub-§5, ¶D, as enacted by PL 2011, c. 635, Pt. A, §3, is amended to read:

D. Formation of a steering committee composed of teachers, administrators and other school administrative unit staff that regularly reviews and refines the performance evaluation and professional growth system ~~to ensure that it is aligned with school administrative unit goals and priorities.~~ A majority of the steering committee members must be teachers and must be chosen by the local representative of the applicable collective bargaining unit if the teachers in the school administrative unit are covered by a collective bargaining agreement. Any revisions to the performance evaluation and professional growth system made by the steering committee must be reached by consensus; and'

Amend the bill by inserting after section 6 the following:

COMMITTEE AMENDMENT

R.O.F.S

COMMITTEE AMENDMENT "A" to H.P. 78, L.D. 92

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'Sec. 7. Effective date. Those sections of this Act that amend the Maine Revised Statutes, Title 20-A, section 13704, subsections 1, 2 and 3 take effect September 1, 2021.'

Amend the bill by relettering or renumbering any nonconsecutive Part letter or section number to read consecutively.

SUMMARY

This amendment is the majority report of the committee and 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.

FISCAL NOTE REQUIRED

(See attached)



129th MAINE LEGISLATURE

LD 92

LR 374(02)

An Act To Amend Teacher Evaluation Requirements

Fiscal Note for Bill as Amended by Committee Amendment "A" (H-18)

Committee: Education and Cultural Affairs

Fiscal Note Required: Yes

Fiscal Note

Minor cost increase - General Fund

Fiscal Detail and Notes

Effective September 1, 2021, this bill repeals the requirements that measurements of student learning and growth be significant factors in performance evaluations and professional growth systems for teachers and principals and that certain state assessment growth data be used as at least one measure of performance for teachers and principals. The required use of state assessment growth data as a performance measure was part of statutory changes made in Public Law 2015, chapter 3 to address compliance concerns with the Elementary and Secondary Education Act (ESEA) of 1965 that could have resulted in the loss of certain federal funds had those concerns not been addressed. With the passage of the Every Student Succeeds Act, which reauthorized the ESEA, the federal requirements for educator evaluation and support systems went away. Given that change, passage of this bill will not put receipt of federal funds at risk.

This legislation requires the Department of Education to amend its rules to implement these changes. Additional costs to the department associated with the rulemaking process can be absorbed within existing budgeted resources.