

# MAINE STATE LEGISLATURE

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STATE OF MAINE  
116TH LEGISLATURE

FIRST REGULAR SESSION

BILL SUMMARIES  
JOINT STANDING COMMITTEE  
ON  
EDUCATION

JULY 1993

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**ONE HUNDRED AND SIXTEENTH LEGISLATURE  
FIRST REGULAR SESSION**

**JOINT STANDING COMMITTEE  
BILL SUMMARIES**

**JULY 1993**

This document is a compilation of the bill summaries prepared by this office for the Joint Standing Committees and Joint Select Committees of the Maine Legislature. The volume is organized alphabetically by committee; within each committee, the summaries are arranged by LD number. A subject index is provided at the beginning of each committee's summaries.

The committee report or reports, the prime sponsor for each bill and the lead co-sponsor in each house if one has been designated are listed below each bill title. All adopted amendments are listed, by paper number (e.g., H-584 or S-222), together with the sponsor for floor amendments. Final action on each bill is listed to the right of the title. Various types of final action are abbreviated as follows:

<i>PUBLIC XXX</i>	<i>Chapter # of enacted Public Law</i>
<i>P&amp;S XXX</i>	<i>Chapter # of enacted Private &amp; Special Law</i>
<i>RESOLVE XXX</i>	<i>Chapter # of enacted Resolve</i>
<i>CON RES XXX</i>	<i>Chapter # of Constitutional Resolution passed by both Houses</i>
<i>EMERGENCY</i>	<i>Enacted law takes effect sooner than 90 days</i>
<i>CARRIED OVER</i>	<i>Bill carried over to Second Session</i>
<i>ONTP</i>	<i>Ought Not to Pass report accepted</i>
<i>ENACTMENT FAILED</i>	<i>Bill failed to get majority vote</i>
<i>INDEF PP</i>	<i>Bill Indefinitely Postponed</i>
<i>FAILED EMERGENCY ENACTMENT</i>	<i>Emergency bill failed to get 2/3 vote</i>
<i>FAILED MANDATE ENACTMENT</i>	<i>Bill imposing local mandate failed to get 2/3 vote</i>
<i>DIED BETWEEN BODIES</i>	<i>House &amp; Senate disagree; bill died</i>
<i>CONF CMTE UNABLE TO AGREE</i>	<i>Committee of Conference formed but unable to agree</i>
<i>VETO SUSTAINED</i>	<i>Legislature failed to override Governor's Veto</i>
<i>UNSIGNED</i>	<i>Not signed by Governor within 10 days</i>
<i>DIED ON ADJOURNMENT</i>	<i>Action incomplete when session ended; bill died</i>

These summaries were prepared by the analyst or analysts assigned to the committee. But, this document was produced by the efforts of all the office staff, including secretaries: Charlene Raymond and Valarie Parlin.

If you have any suggestions or comments on these summaries, please let us know.

4693NRG

**LD 404 An Act Concerning Teacher Certification**

PUBLIC 200

**SPONSOR(S)**  
MITCHELL J

**COMMITTEE REPORT**  
OTP-AM

**AMENDMENTS ADOPTED**  
H-266

**SUMMARY**

The bill directs the State Board of Education to include in its certification rules a requirement that the results of Defense Activity for Nontraditional Educational Support, or DANTES, and College Level Examination Program, or CLEP, tests taken by applicants for certification be accepted directly from an accredited testing service by the Department of Education. Current practice requires test results from DANTES and CLEP tests to be submitted on a college transcript.

Committee Amendment "A" strikes the content of the original bill and replaces it with a teacher certification waiver process. That process permits an individual to appeal the denial of a certificate to an appeals committee appointed by the State Board of Education. The appeals committee must review the application for a waiver and recommend action to the Commissioner of Education. The commissioner must make a final decision and provide a written explanation.

The amendment also repeals a provision concerning certification requirements for teachers who have taught in a state with whom this State has an interstate agreement and replaces it with a provision that permits greater flexibility in awarding professional certificates to those teachers.

**LD 457 An Act to Establish a Fuel Efficiency Savings Program in the University of Maine System**

ONTP

**SPONSOR(S)**  
GRAY

**COMMITTEE REPORT**  
ONTP

**AMENDMENTS ADOPTED**

**SUMMARY**

This bill would have required the Board of Trustees of the University of Maine System to establish a fuel efficiency incentive program for the University of Maine System. Under the program, campuses of the University of Maine System would have retained savings derived from fuel efficiency improvements for a period up to 5 years after the installation of the fuel efficiency improvement. Money retained by a campus would have been used for other authorized expenditures.

**LD 476 An Act to Improve the Education of Exceptional Children**

ONTP

**SPONSOR(S)**  
WINN

**COMMITTEE REPORT**  
ONTP

**AMENDMENTS ADOPTED**

**SUMMARY**

This bill would have made a number of changes to the law concerning the education of exceptional students.

The bill would have required schools to screen children in kindergarten to grade 3 in an effort to identify exceptional students; required parental permission to test and evaluate an exceptional student; required testing and evaluation materials to be retained in a student's file for a minimum of 6 years; permitted parents access to their child's school file; required parental approval of a child's individualized education program; permitted parents to make video and audio tape recordings of meetings with school personnel; required schools to provide case managers for an exceptional student; required schools to provide advocates for an exceptional student; and required schools to devote 25% of workshop time to special education training.