

# MAINE STATE LEGISLATURE

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**STATE OF MAINE**  
128<sup>TH</sup> LEGISLATURE  
FIRST REGULAR SESSION



Summaries of bills, adopted amendments and laws enacted or finally passed

**JOINT STANDING COMMITTEE ON EDUCATION AND  
CULTURAL AFFAIRS**

August 2017

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# STATE OF MAINE

128<sup>TH</sup> LEGISLATURE  
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## LEGISLATIVE DIGEST OF BILL SUMMARIES AND ENACTED LAWS

This *Legislative Digest of Bill Summaries and Enacted Laws* contains summaries of all LDs and adopted amendments and all laws enacted or finally passed during the First Regular Session of the 128<sup>th</sup> Maine Legislature.

The *Digest* is arranged alphabetically by committee and within each committee by Legislative Document (LD) number. The committee report(s), prime sponsor and lead co-sponsor(s), if designated, are listed below each LD title. All adopted amendments are summarized and listed by paper number. A subject index is included with each committee. An appendix provides a summary of relevant session statistics.

Final action on each LD is noted to the right of the LD title. The following describes the various final actions.

*CARRIED OVER*..... carried over to a subsequent session of the Legislature  
*CON RES XXX*..... chapter # of constitutional resolution passed by both houses  
*CONF CMTE UNABLE TO AGREE*..... Committee of Conference unable to agree; legislation died  
*DIED BETWEEN HOUSES*..... House & Senate disagreed; legislation died  
*DIED IN CONCURRENCE*..... defeated in each house, but on different motions; legislation died  
*DIED ON ADJOURNMENT*..... action incomplete when session ended; legislation died  
*EMERGENCY*..... enacted law takes effect sooner than 90 days after session adjournment  
*FAILED, EMERGENCY ENACTMENT or FINAL PASSAGE*..... emergency failed to receive required 2/3 vote  
*FAILED, ENACTMENT or FINAL PASSAGE*..... failed to receive final majority vote  
*FAILED, MANDATE ENACTMENT*..... legislation proposing local mandate failed required 2/3 vote  
*HELD BY GOVERNOR*..... Governor has not signed; final disposition to be determined at subsequent session  
*LEAVE TO WITHDRAW*..... sponsor's request to withdraw legislation granted  
*NOT PROPERLY BEFORE THE BODY*..... ruled out of order by the presiding officer; legislation died  
*INDEF PP*..... indefinitely postponed; legislation died  
*ONTP, ACCEPTED, MAJORITY, MINORITY or REPORT X*... ought-not-to-pass report accepted; legislation died  
*P&S XXX*..... chapter # of enacted private & special law  
*PUBLIC XXX*..... chapter # of enacted public law  
*RESOLVE XXX*..... chapter # of finally passed resolve  
*VETO SUSTAINED*..... Legislature failed to override Governor's veto

The effective date for non-emergency legislation enacted in the First Regular Session of the 128<sup>th</sup> Legislature is Wednesday, November 1, 2017. The effective date for legislation enacted as an emergency measure may be found in the enacted law summary for that legislation.

*Joint Standing Committee on Education and Cultural Affairs*

privacy officer within the Department of Education who is responsible to the State Board of Education;

8. Establishes a private right of action, including civil penalties and damages against third parties, for failure to adequately protect student personally identifiable information or protected student data against the department, school administrative units or schools, except under specific circumstances; and

9. Requires the provisions of this Act be implemented by routine technical rules prior to October 31, 2018, and any rules adopted after the effective date of this Act on July 1, 2019 be major substantive rules.

**LD 1470 An Act To Facilitate Voluntary Cooperation among School Systems**

**Died Between Houses**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
HUBBELL B	ONTP OTP-AM	

This bill enacts chapter 113-B in the Maine Revised Statutes, Title 20-A to facilitate voluntary collaboration and cooperation among school administrative units and career and technical education regions. It repeals chapter 113-A, "Regional Education Cooperatives," and chapter 114, "Regional Collaboration," and enacts a statute modeled on Title 30-A, chapter 115, "Interlocal Cooperation." Under this new chapter, school administrative units and career and technical education regions are authorized to exercise any of their powers on a joint or cooperative basis, including the undertaking of joint school construction projects and the issuance of bonds or notes.

**Committee Amendment "A" (H-455)**

This amendment, which is the minority report of the committee, adds a section to the bill to provide that the employees of a jointly created entity established under the Maine Revised Statutes, Title 20-A, chapter 113-B, which is enacted in the bill, are subject to the public sector collective bargaining laws for a public employer in accordance with Title 26, chapter 9-A.

This amendment was not adopted.

**LD 1471 An Act To Amend the Laws Governing the Deduction for MaineCare Payments from a School Administrative Unit's State Subsidy**

**ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
SPEAR J	ONTP	

This bill amends the law regarding MaineCare payments of school administrative units. Under current law, the Commissioner of Education is authorized to pay on behalf of a school administrative unit allowable school-based costs that represent the school administrative unit's portion of MaineCare payments. Current law also provides that the commissioner may then deduct that amount from the school administrative unit's state subsidy. This bill changes the law to require the commissioner to make payments from a nonlapsing account capitalized in an amount estimated by the commissioner to represent the total amount of allowable school-based costs representing the MaineCare payments of all of the school administrative units.