

# MAINE STATE LEGISLATURE

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**STATE OF MAINE**  
128<sup>TH</sup> LEGISLATURE  
FIRST SPECIAL, SECOND REGULAR AND SECOND SPECIAL SESSIONS



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

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

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# STATE OF MAINE

128<sup>TH</sup> LEGISLATURE

FIRST SPECIAL, SECOND REGULAR AND SECOND SPECIAL SESSIONS



## LEGISLATIVE DIGEST OF BILL SUMMARIES AND ENACTED LAWS

This *Legislative Digest of Bill Summaries and Enacted Laws* contain summaries of all LDs and adopted amendments and all laws enacted or finally passed during the First Special, Second Regular and Second Special Sessions 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 dates for non-emergency legislation enacted in the First Special, Second Regular or Second Special Sessions of the 128<sup>th</sup> Legislature are: Monday, February 5, 2018; Wednesday, August 1, 2018; and Thursday, December 13, 2018, respectively. 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*

4. Specifies that the middle school pilot projects established in the bill are for career and technical education exploration;
5. Requires the Commissioner of Education to collaborate with career and technical education directors when the commissioner contracts for services for middle school career and technical education exploration programs; and
6. Directs the Commissioner of Education to report to the joint standing committee of the Legislature having jurisdiction over education and cultural affairs by January 15, 2019, on the progress in formalizing the components of the career and technical education funding model and the evaluation criteria for the middle school career and technical education exploration pilot projects, including a definition for "career and technical education exploration."

### **Enacted Law Summary**

Public Law 2017, chapter 420 does the following:

1. Amends the current calculation of state subsidy for career and technical education from an expenditure-driven model to a cost model. Included in the cost model are components for direct instruction, central administration, supplies and other expenditures, plant operation and maintenance, equipment and student enrollment;
2. Establishes that any affiliated school administrative unit that wishes to operate a career and technical education region satellite program must follow the same authorization procedure as career and technical education centers and requires personnel working for a satellite program to be supervised by the career and technical education director in consultation with the school administrative unit superintendent or high school principal;
3. Establishes middle school pilot projects for career and technical education exploration and requires the Commissioner of Education to collaborate with career and technical education directors when the commissioner contracts for services for middle school career and technical education exploration programs; and
4. Directs the Commissioner of Education to report to the joint standing committee of the Legislature having jurisdiction over education and cultural affairs by January 15, 2019, on the progress in formalizing the components of the career and technical education funding model and the evaluation of criteria for the middle school career and technical education exploration pilot projects, including a definition for "career and technical education exploration."

**LD 1845**

### **An Act To Provide Incentives To Attract Trained Firefighters to Maine and To Retain Trained Firefighters by Expanding the Provision of Live Fire Service Training**

**PUBLIC 444**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
HERBIG E THIBODEAU M	OTP-AM	H-695 S-525 HAMPER J

This bill was reported out of committee in the Second Regular Session of the 128th Legislature and then carried over on the Special Appropriations Table to the next special session by joint order S.P. 748.

This bill requires the President of the Maine Community College System to establish a grant program as part of its Maine Fire Service Institute to provide funds for the design, engineering, construction and repair or replacement of regional live fire service training facilities in the State.

### **Committee Amendment "A" (H-695)**

*Joint Standing Committee on Education and Cultural Affairs*

This amendment strikes and replaces the bill. The amendment establishes the Live Fire Service Training Facilities Fund to provide funds for the construction and repair or replacement of regional live fire service training facilities in the State. The Maine Fire Protection Services Commission is required to develop criteria, award grants to municipalities and direct the Maine Fire Service Institute, housed within the Maine Community College System, to make payments to the municipalities.

The amendment also adds an appropriations and allocations section.

**Senate Amendment "A" To Committee Amendment "A" (S-525)**

This amendment adds a sunset provision that provides that funding provided to the Board of Trustees of the Maine Community College System related to expenditures for the construction and repair or replacement of live fire service training facilities may not be provided beyond fiscal year 2020-21 without explicit legislative approval and reduces the appropriation from \$1,000,000 to \$500,000.

**Enacted Law Summary**

Public Law 2017, chapter 444 establishes the Live Fire Service Training Facilities Fund to provide funds for the construction and repair or replacement of regional live fire service training facilities in the State. Public Law 2017, chapter 444 requires the Maine Fire Protection Services Commission to develop criteria and to award grants to municipalities and directs the Maine Fire Service Institute, housed within the Maine Community College System, to make the payments to the municipalities. Funding provided to the Maine Community College System relating to expenditures for the construction and repair or replacement of live fire service training facilities may not be provided beyond fiscal year 2020-21 without explicit legislative approval.

**LD 1851      Resolve, Regarding Legislative Review of Portions of Chapter 180:  
Performance Evaluation and Professional Growth Systems, a Late-filed  
Major Substantive Rule of the Department of Education      RESOLVE 53  
EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
	OTP-AM	H-722

This resolve provides for legislative review of portions of Chapter 180: Performance Evaluation and Professional Growth Systems, a major substantive rule of the Department of Education that was filed outside the legislative rule acceptance period.

**Committee Amendment "A" (H-722)**

This amendment provides that final adoption of portions of Chapter 180: Performance Evaluation and Professional Growth Systems, a provisionally adopted major substantive rule of the Department of Education, is authorized only if the department incorporates certain specific amendments to the rule prior to final adoption.

**Enacted Law Summary**

Resolve 2017, chapter 53 authorizes final adoption of portions of Chapter 180: Performance Evaluation and Professional Growth Systems, a provisionally adopted major substantive rule of the Department of Education, contingent upon the department making specified changes to the proposed rule.

Resolve 2017, chapter 53 was finally passed as an emergency measure effective April 24, 2018.