

MAINE STATE LEGISLATURE

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STATE OF MAINE
129TH LEGISLATURE
FIRST REGULAR SESSION



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

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

August 2019

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STATE OF MAINE

129TH 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 129th 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 129th Legislature is Thursday, September 19, 2019. 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

**LD 283 Resolve, Regarding Legislative Review of Portions of Chapter 132:
Learning Results: Parameters for Essential Instruction, a Major
Substantive Rule of the Department of Education**

**RESOLVE 12
EMERGENCY**

| <u>Sponsor(s)</u> | <u>Committee Report</u> | <u>Amendments Adopted</u> |
|-------------------|-------------------------|---------------------------|
| | OTP | |

This resolve provides for legislative review of portions of Chapter 132: Learning Results: Parameters for Essential Instruction, a major substantive rule of the Department of Education. This resolve authorizes the following changes to the social studies and science and technology standards:

1. Reformats the social studies and science and technology standards to divide each content area into three stages of development: childhood, pre-adolescence and adolescence;
2. Amends the social studies standards to emphasize the guiding principles and their connections to essential skills and practices of social studies and include instruction in personal finance; and
3. Amends the science and technology standards to adopt the Next Generation Science Standards, which utilize a three-dimensional approach to science.

Enacted Law Summary

Resolve 2019, chapter 12 authorized the final adoption of portions of Chapter 132: Learning Results: Parameters for Essential Instruction, a Major Substantive Rule of the Department of Education.

Resolve 2019, chapter 12 was finally passed as an emergency measure effective April 19, 2019.

LD 296 An Act Regarding Student Privacy with Respect to Video Recordings

ONTP

| <u>Sponsor(s)</u> | <u>Committee Report</u> | <u>Amendments Adopted</u> |
|--------------------------|-------------------------|---------------------------|
| KORNFIELD V MILLETT R | ONTP | |

This bill requires an elementary or secondary school to keep confidential a video recording in which a student is present, including a video recording taken in a bus or other means of student transportation used by the school, and prohibits the school from disseminating or publishing the video recording without the written permission of a parent of the student. See also LD 639 in the Joint Standing Committee on Judiciary.

LD 307 An Act To Limit the Number of Charter Schools in Maine

PUBLIC 307

| <u>Sponsor(s)</u> | <u>Committee Report</u> | <u>Amendments Adopted</u> |
|------------------------|-------------------------|---------------------------|
| BRENNAN M VITELLI E | OTP-AM OTP-AM | H-365 |

Under current law, the number of public charter schools approved by the Maine Charter School Commission that may operate at any time is capped at 10 until July 1, 2022. This bill makes that cap permanent.

Committee Amendment "A" (H-365)

Joint Standing Committee on Education and Cultural Affairs

This amendment, which is the majority report of the committee, caps the total number of public charter schools in the state to 10 public charter schools, regardless of whether the public charter school is authorized by the commission or by local school boards or collaboratives of local school boards.

This amendment also directs the Maine Charter School Commission to develop a process for the revocation or nonrenewal of a public charter school's charter for public charter schools that are not meeting required performance framework provisions and report to the Joint Standing Committee on Education and Cultural Affairs, no later than January 1, 2020, on the recommended process and submit any suggested legislation to implement the process to revoke or not renew a public charter school's charter.

Committee Amendment "B" (H-366)

This amendment, which is the minority report of the committee, strikes and replaces the bill with a resolve directing the Department of Education to develop a process for the revocation or nonrenewal of a public charter school's charter for public charter schools that are not meeting required performance framework provisions and report to the Joint Standing Committee on Education and Cultural Affairs, no later than January 1, 2020, on the recommended process and submit any suggested legislation to implement the process to revoke or not renew a public charter school's charter.

This amendment was not adopted.

Enacted Law Summary

Public Law 2019, chapter 307 permanently caps the total number of public charter schools in the state to 10 public charter schools, regardless of whether the public charter school is authorized by the commission or by local school boards or collaboratives of local school boards.

The law also directs the Maine Charter School Commission to develop a process for the revocation or nonrenewal of a public charter school's charter for public charter schools that are not meeting required performance framework provisions and report to the Joint Standing Committee on Education and Cultural Affairs, no later than January 1, 2020, on the recommended process and submit any suggested legislation to implement the process to revoke or not renew a public charter school's charter.

LD 309 Resolve, Directing the Department of Education To Direct a Study of the Regional Adjustment for School Administrative Units

**RESOLVE 70
EMERGENCY**

| <u>Sponsor(s)</u> | <u>Committee Report</u> | <u>Amendments Adopted</u> |
|-------------------|-------------------------|---------------------------|
| STEWART T | OTP-AM | H-393 |

This bill removes the regional adjustment in the total operating allocation for school administrative units under the Essential Programs and Services Funding Act.

Committee Amendment "A" (H-393)

This amendment changes the bill to a resolve and adds an emergency preamble. The amendment directs the Department of Education to direct the Maine Education Policy Research Institute, in the institute's review of the essential programs and services, to study and report to the department on the regional adjustment for school administrative units. The department must submit the report to the Joint Standing Committee on Education and Cultural Affairs no later than January 15, 2020.

Enacted Law Summary

Resolve 2019, chapter 70, directs the Department of Education to direct the Maine Education Policy Research Institute, in the institute's review of the essential programs and services, to study and report to the department on the