

# MAINE STATE LEGISLATURE

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STATE OF MAINE  
SENATE  
106TH LEGISLATURE

SENATE AMENDMENT "B " to H.P. 834, L.D. 1093, Bill, "AN ACT Providing for Mandatory Retirement for Teachers."

Amend said Bill by striking out all of the Title and inserting in place thereof the following new Title: 'AN ACT Relating to Duration of Teachers' Contracts.'

Further amend said Bill by striking out everything after the enacting clause and inserting in place thereof the following:

'Sec. 1. R. S., T. 20, § 161, sub-§ 5, amended. The first paragraph of subsection 5 of section 161 of Title 20 of the Revised Statutes, as amended by section 19 of chapter 425 of the public laws of 1967, is further amended to read as follows:

5. Shall nominate teachers; election to be approved by committee; probationary period; teachers may be elected under contract. He shall nominate all teachers, subject to such regulations governing salaries and the qualifications of teachers as the school committee or school directors shall make, and upon the approval of nominations by said committee or directors, he may employ teachers so nominated and approved for such terms as he may deem proper, subject to the approval of the school committee or school directors. Except that after a probationary period of not to exceed 3 years, subsequent contracts of duly certified teachers shall be for not less than 2 years, and unless a duly certified teacher receives written notice to the contrary at least 6 months before the terminal date of the contract, the contract shall be extended automatically for one year and similarly

*(Filing No. S-140)*

in subsequent years until age 65, although the right to an extension for a longer period of time through a new contract is specifically reserved to the contracting parties. No 2-year contract shall be issued to any teacher age 64 or over. The superintendent may nominate and the school committee may elect teachers age 65 and over for a one-year period. After a probationary period of 3 years, any teacher, who receives notice in accordance with this section that his contract is not going to be renewed, may during the 15 days following such notification request a hearing with the school committee or governing board. He may request reasons. The hearing shall be private except by mutual consent and except that either or both parties may be represented by counsel. Such hearing must be granted within 30 days of the receipt of the teacher's request.

Sec. 2. Effective date. This Act shall become effective January 1, 1975.

Statement of Fact

The purpose of this amendment is to provide a local option for the employment of teachers age 65 or over.

(Katz)  
NAME: *[Signature]*  
COUNTY: Kennebec

Reproduced and distributed pursuant to Senate Rule No. 11 A.

May 17, 1973 (Filing No. S-140)