

MAINE STATE LEGISLATURE

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
107TH LEGISLATURE

HOUSE AMENDMENT " A " to COMMITTEE AMENDMENT " A " to
S.P. 344, L.D. 1160, Bill, "AN ACT Creating the Post-secondary
Education Commission of Maine."

Amend said Amendment in the first paragraph by striking
out in the last line the underlined figure '16' and inserting
in place thereof the underlined figure '18'

Further amend said Amendment by inserting after the first
paragraph the following:

'Further amend said Bill in section 3 in that part
designated "§76." in subsection 1 in the 2nd line (first line
in L.D.) by striking out the underlined word "Five" and
inserting in place thereof the underlined words 'At least 5'

Further amend said Amendment by inserting before the
last paragraph before the Statement of Fact the following:

'Further amend said Bill in section 3 in that part
designated "§76." by striking out all of subsections 3 to 5
and inserting in place thereof the following:

'3. student and faculty representatives of the University
of Maine. One position on PECOM shall be assigned to a
representative of the University of Maine, who shall be a
student enrolled in a full-time course of instruction leading
to a degree conferred by the University of Maine. One position
on PECOM shall be assigned to a representative of the
University of Maine, who shall be a full-time faculty member
employed by the University of Maine. The term of the student
representative shall be for 2 years and the term of the faculty representative
shall be for 4 years.'

Both the student representative and the faculty representative under this subsection shall be appointed to membership by the Governor, with the advice and consent of the Council, and any vacancy in either position shall be filled for the period of the unexpired term by the Governor with the advice and consent of the Council.

There shall be no limitation on the number of terms a person may serve as a student representative under this subsection, except that a student representative shall be ineligible to be appointed to or continue to serve as a member of PECOM if that representative is not a student enrolled in a full-time course of instruction leading to a degree conferred by the University of Maine. There shall be no limitation on the number of terms a person may serve as a faculty representative under this subsection, except that the faculty representative shall be ineligible to be appointed to, or continue to serve as, a member of PECOM if that representative is not a full-time faculty member employed by the University of Maine.

4. Representative of private nonprofit institutions of post-secondary education. One position on PECOM shall be assigned to a representative of private nonprofit institutions of post-secondary education in Maine. Such representative shall be appointed by a subcommittee of the Higher Education Council of Maine composed of private college members. This subcommittee shall not be limited in its choice of

representative to members of the Higher Education Council of Maine, but also shall consider administrative officers and members of the governing boards of any private nonprofit institution of post-secondary education.

The term of the member representing private nonprofit post-secondary educational institutions shall be for 4 years, except that the initial appointment shall be for one year.

There shall be no limitation on the number of terms a person may serve, except that a person shall be ineligible to be appointed to, or to continue to serve as a member of PECOM as a representative of a private nonprofit post-secondary education institution, if such person is not, or ceases to be, an employee of or in an official position at such an institution.

If, prior to the expiration of a term, a vacancy occurs with respect to the position assigned to private nonprofit institutions, such a vacancy shall be filled for the period of the unexpired term by the subcommittee of the Higher Education Council of Maine composed of private college members.

5. Student and faculty representatives of private nonprofit institutions of post-secondary education in Maine. One position on PECOM shall be assigned to a representative of private nonprofit institutions of post-secondary education in Maine, who ^{shall be} a student enrolled in a full-time course of instruction leading to a degree conferred by one of the private nonprofit institutions of post-secondary education in Maine. The term of this member shall be for 2 years. One

position on PECOM shall be assigned to a representative of private nonprofit institutions of post-secondary education in Maine, who shall be a full-time faculty member employed by one of the private nonprofit institutions of post-secondary education in Maine. The term of this member shall be for 4 years, except that the initial appointment shall be for 3 years.

Both the student representative and the faculty representative under this subsection shall be appointed to membership by the Governor, with the advice and consent of the Council, and any vacancy in either position shall be filled for the period of the unexpired term by the Governor, with the advice and consent of the Council.

There shall be no limitation on the number of terms a person may serve as a student representative under this subsection, except that a student representative shall be ineligible to be appointed to, or continue to serve as a member of, PECOM, if that representative is not a student enrolled in a full-time course of instruction leading to a degree conferred by one of the private nonprofit institutions of post-secondary education in Maine. There shall be no limitation on the number of terms a person may serve as a faculty representative under this subsection, except that the faculty representative shall be ineligible to be appointed to, or continue to serve as a member of, PECOM, if that representative is not a full-time faculty member employed by one of the private nonprofit institutions of post-secondary education in Maine.

6. Representative of proprietary institutions of post-secondary education. One position on PECOM shall be assigned to a representative of proprietary institutions of post-secondary education in Maine. This representative shall be a chief executive officer or member of the governing board of a federally recognized proprietary institution, as defined in section 1201 of the Higher Education Act of 1965, of post-secondary education and shall be appointed by the Governor, with the advice and consent of the Council, for a 4-year term.

There shall be no limitation on the number of terms a person may serve, except that a person shall be ineligible to be appointed to, or continue to serve as a member of, PECOM as a representative of proprietary post-secondary education institutions if such person is not, or ceases to be, an employee or a member of the governing board of such an institution.

If, prior to the expiration of a term, a vacancy occurs with respect to the position assigned to a representative of proprietary institutions, the Governor shall appoint, with the advice and consent of the Council, a person from among those eligible to serve in such a position to serve for the remainder of the unexpired term.

7. Representatives of the general public. Four positions on PECOM shall be assigned to members of the general public

in Maine. Such members shall not, at the time of appointment to or during any time of membership on PECOM, be employees of, or members of the governing body of, a public, private nonprofit or proprietary institution of post-secondary education in Maine. Representatives of the general public in Maine shall be appointed to PECOM by the Governor, with the advice and consent of the Council, for 4-year terms, except that one initial appointment shall be for one year and a 2nd initial appointment shall be for 2 years and a 3rd initial appointment shall be for 3 years.

If, prior to the expiration of a term, a vacancy should occur, a person meeting the conditions set forth with respect to representatives of the general public shall be appointed by the Governor, with the advice and consent of the Council, to complete the remainder of the unexpired term.'

Statement of Fact

This amendment changes the membership of PECOM to provide for one student and one faculty member to represent the University of Maine and to provide for one student and one faculty member to represent the private nonprofit institutions of post-secondary education in Maine.

Filed by Mrs. Kany of Waterville.

Reproduced and distributed under the direction of the Clerk of the House.
5/19/75

(Filing No. H-404)