

# MAINE STATE LEGISLATURE

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STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
108TH LEGISLATURE  
FIRST REGULAR SESSION

(Filing No. H-381)

HOUSE AMENDMENT "A" to H.P. 408, L.D. 502, Bill, "AN ACT to Facilitate Out-of-state Post Graduate Education in Certain Professions."

Amend the Bill by striking out the title and inserting the following: 'An Act Concerning Postgraduate Education in the Field of Medicine, Dentistry, Optometry and Veterinary Medicine.'

Further amend the Bill by striking out everything after the enacting clause and inserting the following:

'Sec. 1. 20 MRSA §2271, 1st ¶, as enacted by PL 1975, c. 769, §1, is amended to read:

It is the intent of the Legislature to acquire, to the greatest extent possible, the admission of qualified Maine residents to ~~out-of-state~~ educational institutions providing programs of instruction leading to the acquisition of doctoral degrees in allopathic and osteopathic medicine, dentistry, optometry and veterinary medicine.

Sec. 2. 20 MRSA §2271, as enacted by PL 1975, c. 769, §1, is amended by adding after the 1st paragraph a new paragraph to read:

It is further the intent of the Legislature consistent with the purposes of this chapter to have the State of Maine cooperate with Maine public and private post-secondary institutions, teaching hospitals, health and professional associations and other appropriate health care institutions in the furtherance of clinical education and continuing education, which are funded primarily by sources other than patient charges.

Sec. 3. 20 MRSA §2272, as enacted by PL 1975, c. 769,  
§1, is amended to read:

§ 2272. Definition of state contract student

For purposes of this chapter, any Maine resident who is enrolled in an educational program at an ~~out-of-state~~ educational institution for which program the State has entered into a contractual arrangement with the institution and, under such arrangement, the State expends funds in return for a guarantee on the part of the institution that student positions will be made available to Maine residents, shall be referred to as a state contract student.

Final determination of residency, for purposes of this chapter, shall be made under rules promulgated by the Commissioner of Educational and Cultural Services, criteria for such rules to include, but not be limited to, length of residence, secondary school attended, legal residence of parent, voting registration and place where taxes are paid.

§ 2273. Agreement of state contract student with the State;  
state capitation payment; tuition grants

1. Agreement. Notwithstanding any other provision of law, any state contract student commencing his ← → professional education on or after September of 1976 shall, as a condition precedent to the commencement of such education, enter into an agreement

with the State under which the student shall agree to pay tuition to the institution and shall also agree that, upon the conclusion of his  $\leftarrow$  professional education, including internship, residency and obligated military service, he  $\leftarrow$  shall pay the State an amount of money equal to the State capitation payment expended by the State in purchasing the student position which he  $\leftarrow$  occupied as a state contract student. This amount shall be payable in not more than 20 annual equal installments at 6% simple annual interest and such installment payments shall commence at such time as the State contract student concludes his  $\leftarrow$  professional education under rules promulgated by the Commissioner. The agreement between the State contract student and the State shall provide  $\leftarrow$  that an amount equal to 1/4 of the indebtedness, as determined in this subsection, / shall be forgiven for each year which the State contract student practices his  $\leftarrow$  profession within the State.

2. State capitation payment. For the purposes of this chapter, the state capitation payment is the difference between the tuition rate established by the State for the student position and the amount the State actually pays the institution to secure that position.

3. Tuition grants. Any contract student attending a contract institution who demonstrates financial need, under rules promulgated by the commissioner, shall be eligible for a tuition grant from funds made available for that purpose, the amount of such grant to be based on the financial need of the student and in no case to exceed the amount of the state tuition charge to that student.

Sec. 5. 20 MRSA §2274, as enacted by PL 1975,  
c. 769, §1, is amended to read:

§ 2274. Commissioner to secure state contract student positions

The Commissioner of Educational and Cultural Services shall directly, or through the New England Board of Higher Education, negotiate with ~~out-of-state~~ educational institutions to secure positions for state contract **students in the fields of allopathic and osteopathic medicine, dentistry, optometry and veterinary** medicine to the extent funds are appropriated and authorized.

Sec. 6. 20 MRSA §§2276-2278 are enacted to read:

§2276. Purchase of positions at medical schools

For the academic year 1977-78, the Department of Educational and Cultural Services is authorized to expend the money appropriated by the Legislature for the purchase of positions at accredited medical schools, up to the amount necessary to purchase up to 20 positions each year, to a total of 80, at the University of Vermont College of Medicine and the same at Tufts University School of Medicine; up to 10 positions each year, to a total of 25, at Tufts School of Dental Medicine; and up to 4 positions each year, to a total of 16, at the University of Pennsylvania School of Veterinary Medicine, the New York State College of Veterinary Medicine at Cornell University or other accredited school of veterinary medicine; and 4 positions at New England College of Optometry or other accredited school.

For the academic year 1978-79, ↔ the Department of Educational and Cultural Services is authorized to expend the money appropriated by the Legislature for the purchase of positions at accredited osteopathic medical schools, up to the amount necessary to purchase up to 10 positions each year, to a total of 40, at the New England College of Osteopathic Medicine.

§2277. In-state clinical education programs

The Department of Educational and Cultural Services is directed to work with Maine public and private post-secondary institutions, teaching hospitals, health professional associations, other appropriate health care institutions and the contract schools in developing a program to expand clinical education programs for contract students in Maine institutions, consistent with the intent of this chapter to encourage such Maine students to return to the State to practice.

§2278. Nonlapsing fund

It is the intent of the Legislature that any unexpended money appropriated by the Legislature under section 2276 shall not lapse, but shall be carried to the following year to be expended by the department solely for the same purpose.

Statement of Fact

This amendment will authorize the Department of Educational and Cultural Services to negotiate for the purchase of student contract spaces in the fields of allopathic and osteopathic medicine, dentistry, optometry and veterinary medicine at institutions within/outside the State, to the extent that funds are appropriated. The bill also expresses the Legislature's intent to have the State of Maine cooperate in the provision of in-state clinical and continuing education in the health care field.

Filed by Mr. Lynch of Livermore Falls.

Reproduced and distributed under the direction of the Clerk of the House.  
5/20/77

(Filing No. H-381)