

MAINE STATE LEGISLATURE

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ONE HUNDRED AND EIGHTH LEGISLATURE

Legislative Document

No. 1767

S. P. 491

In Senate, May 6, 1977

Reported by Minority of the Committee on Education and printed under
Joint Rules No. 2.

MAY M. ROSS, Secretary

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-SEVEN

**AN ACT Concerning Postgraduate Education in the Field of Medicine,
Dentistry and Veterinary Medicine.**

Be it enacted by the People of the State of Maine, as follows:

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 medicine, dentistry ~~and~~, osteopathy, veterinary medicine ~~and~~ optometry.

Sec. 2. 20 MRSA § 2271, as enacted by PL 1975, c. 769, § 1, is amended by adding after the first 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 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 shall include, but not be limited to, length of residence, secondary school attended, legal residence of parent, voting registration and place where taxes are paid.

Sec. 4. 20 MRSA § 2273, as enacted by PL 1975, c. 769, § 1, is repealed and the following enacted in its place:

§ 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 precondition for 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 professional education, including internship, residency and obligated military service, he 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 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 professional education under rules promulgated by the commissioner. The agreement between the state contract student and the State shall provide that an amount equal to $\frac{1}{4}$ of the indebtedness, as determined in this subsection, shall be forgiven for each year which the state contract student practices his 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 medicine, dentistry, osteopathy, ~~and~~ veterinary and optometry medicine to the extent funds are appropriated and authorized.

Sec. 6. 20 MRSA §§ 2276 to 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 of accredited medical schools, up to the amount necessary to purchase up to 19 positions each year, to a total of 76, at the University of Vermont College of Medicine and the same at Tufts University School of Medicine; up to 6 positions each year or to a total of 18 at Tufts School of Dental Medicine; 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 schools of veterinary medicine; and 4 positions each year at the New England College of Optometry.

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 new draft will authorize the Department of Educational and Cultural Services to negotiate for the purchase of the following contract student spaces:

1. Medical school, allopathic: 38 spaces each year up to 152 spaces;
2. Medical schools, osteopathic: 10 spaces each year up to 40 spaces;

3. Dental schools: 6 spaces each year up to 18 spaces;
4. Veterinary schools: 4 spaces each year up to 16 spaces; and
5. Optometry school: 4 spaces each year up to 16 spaces.

This new draft also expresses the intent of the Legislature that the State should cooperate in the provision of in-state clinical continuing education in the health care fields.