

# MAINE STATE LEGISLATURE

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(EMERGENCY)  
(after deadline)  
SECOND REGULAR SESSION

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ONE HUNDRED AND EIGHTH LEGISLATURE

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**Legislative Document**

**No. 2046**

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H. P. 1965

House of Representatives, January 11, 1978

The Committee on Education suggested. Approved for introduction by a Majority of the Legislative Council pursuant to Joint Rule 25.

EDWIN H. PERT, Clerk

Presented by Mr. Davies of Orono.

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STATE OF MAINE

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IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
SEVENTY-EIGHT

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**RESOLVE, to Provide for a Regional Special Education Compact in Southern Penobscot County.**

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**Emergency preamble.** Whereas, Acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, federal law and Maine state law, including P.L. 94-142 and L.D. 965 (1973), mandate the delivery of comprehensive services for all handicapped school-aged children; and

Whereas, the school systems of southern Penobscot County recognize their inability individually to provide these services for their handicapped school-aged children; and

Whereas, authority is required for local education agencies in the southern Penobscot County to coordinate their efforts to provide special educational services on a regional basis; and

Whereas, these services are needed immediately by certain children in southern Penobscot County; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore, be it

**Establishment of regional special education services. Resolved:** That the local administrative units in southern Penobscot County are authorized to prepare a plan to provide special education services which are offered on a regional basis, and be it further

**Resolved:** That no programs of services on a regional basis shall be provided without the prior approval of the Commissioner of Educational and Cultural Services; and be it further

**Resolved:** That no construction of facilities is authorized as part of the provision of regional services under this resolve; and be it further

**Resolved:** That the local administrative units involved in providing services on a regional basis shall submit a report to the Second Regular Session of the 109th Legislature, prior to January 15, 1980, which shall include a description of the provision of services under this resolve and an assessment of the need of any continuation of these services.

**Emergency clause.** In view of the emergency cited in the preamble, this resolve shall take effect when approved.

#### STATEMENT OF FACT

The purpose of this resolve is to enable the school systems of southern Penobscot County to provide regional special education services to their students. Without this legislation, the school districts will be delayed a year in offering these comprehensive services.