

MAINE STATE LEGISLATURE

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1 SECOND REGULAR SESSION
2

3 ONE HUNDRED AND ELEVENTH LEGISLATURE
4

5 Legislative Document

No. 2073

6
7 H.P. 1564

House of Representatives, February 13, 1984

8 Submitted by the Department of Education and Cultural Services
pursuant to Joint Rule 24.

9 Reference to the Committee on Education is suggested and ordered
10 printed.

EDWIN H. PERT, Clerk

Presented by Representative Brown of Gorham.

11 Copponsors: Representative Crouse of Washburn and Representative Bott
of Orono.

12 STATE OF MAINE
13

14 IN THE YEAR OF OUR LORD
15 NINETEEN HUNDRED AND EIGHTY-FOUR
16

17 AN ACT to Amend the Statutes Relating
18 to the Approval of Correspondence Schools
19 and Trade and Technical Schools.
20

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

23 Sec. 1. 20-A MRSa §9202, sub-§1, as enacted by
24 PL 1981, c. 693, §§5 and 8, is amended to read:

25 1. Application requirements; certification peri-
26 od; bonding and revocation of certificate. The appli-
27 cation for a certificate of approval required in sec-
28 tion 9201 shall be made on forms furnished by the
29 commissioner and shall be accompanied by a fee of \$50
30 and a surety bond in the penal sum of ~~\$17,000~~ \$10,000.

31 A. A certificate shall be valid for the calendar
32 year in which it is issued.

1 B. The bond shall be continuous and shall pro-
2 vide indemnification to any student suffering
3 loss as a result of any fraud or misrepresenta-
4 tion by the school. The bond shall provide for
5 written notification by the surety to the depart-
6 ment in the event of cancellation. Cancellation
7 of the bond by the surety shall result in the
8 revocation of the certificate of approval.

9 Sec. 2. 20-A MRSA §9502, sub-§1, as enacted by
10 PL 1981, c. 693, §§5 and 8, is amended to read:

11 1. Application requirements; certification;
12 bonding and cancellation of certificate. The appli-
13 cation for a certificate of approval required in sec-
14 tion 9501 shall be made on forms furnished by the
15 commissioner and shall be accompanied by a fee of
16 \$100 and a surety bond in the penal sum of ~~\$1,000~~
17 \$10,000.

18 A. A certificate of approval is valid for the
19 calendar year in which it is issued.

20 B. The bond shall be continuous and shall pro-
21 vide indemnification to any student suffering
22 loss as a result of any fraud or misrepresenta-
23 tion. The bond shall provide for written notifi-
24 cation by the surety to the department in the
25 event of cancellation. Cancellation of the bond
26 by the surety shall result in the revocation of
27 the certificate of approval.

28 STATEMENT OF FACT

29 Due to the increasing costs of education that
30 must be met by today's students, there is a need to
31 raise the bonding requirement. For the protection of
32 the student, a \$1,000 bond is not realistic in rela-
33 tion to the amount of funds they have to expend to
34 further their educational goals. Current economics
35 could also bring about a potential increase in the
36 number of schools which may close, perhaps, on very
37 short notice, with school officials being unable to
38 make refunds to students, as would be appropriate.

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