

1 2	SECOND REGULAR SESSION
3 4	ONE HUNDRED AND ELEVENTH LEGISLATURE
5 6	Legislative Document No. 2221
7 8 9 10	H.P. 1684 Submitted by the Joint Standing Committee on Education, as approved by Legislative Council on June 8, 1983. Reported by Representative Locke from the Committee on Education to which was referred by the Legislative Council the study relative to the Report by NBHE: "Threat to Excellence" and printed under Joint Rule 19. EDWIN H. PERT, Clerk
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12 13	STATE OF MAINE
14 15 16	IN THE YEAR OF OUR LORD NINETEEN HUNDRED AND EIGHTY-FOUR
17 18	AN ACT Concerning Higher Education.
19 20	Be it enacted by the People of the State of Maine as follows:
21 22	Sec. 1. 20-A MRSA c. 405 , as enacted by PL 1981, c. 693, §§5 and 8, is repealed.
23	Sec. 2. 20-A MRSA §10902-A is enacted to read:
24	§10902-A. Report by trustees
25 26 27 28 29 30 31	The trustees, or their board representative, shall appear annually, in January, before the Joint Select Committee on Education to report on efforts by the university system to comply with the state public policy on higher education established by section 10902. That report shall include, but need not be limited to, the following:

<u>1. Planning. Efforts of the trustees to assure</u>
 <u>a cohesive system of planning for a delivery of high-</u>
 <u>er educational opportunities; and</u>
 <u>2. Accounting. An accounting of the prior</u>
 <u>year's funding.</u>

6 Sec. 3. P&SL 1865, c. 532, § 4, sub-§2, as
7 amended by P&SL 1983, c. 33, §2, is further amended
8 to read:

9 Members appointed by the Governor. Fourteen 2. 10 members shall be appointed for 7-year 5-year terms by the Governor, subject to review by the Joint Standing 11 Committee on Education joint standing committee of 12 the Legislature having jurisdiction over education and confirmation by the Legislature. Each term shall 13 14 15 expire on May 26th of the appropriate year, except that the retiring member shall serve until a succes-16 17 sor is appointed by the Governor and confirmed by the Legislature. No person accepting such appointment may be a member of the State Board of Education. In 18 19 In 20 making appointments, the Governor shall strive to achieve a membership which is representative of the population of this State. In so far as feasible when 21 22 23 selecting qualified nominees to the board, the Governor shall consider the nominee's sex, professional 24 25 education and experience and an equitable geographical representation among the members. Trustees may 26 27 serve a maximum of 2 terms, except that an individual appointed to fill an unexpired term of 28 3 years or 29 less is eligible for appointment to 2 full terms. 30 Trustees shall retire on reaching the age of 70. Va-31 cancies shall be filled by the Governor, subject to 32 review by the Joint Standing Committee on Education joint standing committee of the Legislature having jurisdiction over education and confirmation by the 33 34 35 Legislature, for the unexpired balance of the term. 36 In order to restore and maintain rotation of terms of office of trustees, an incumbent trustee who was ap-37 38 pointed for a term of 7 5 years at a time subsequent to the expiration of the term of his predecessor in 39 40 office shall be deemed to have commenced his 7-year 41 5-year term upon the date of the expiration of the term of office of his predecessor rather than from 42 date of his appointment and qualification. 43 the 44 Trustees shall serve without compensation, but may be 1 reimbursed for travel and other expenses incurred in 2 the performance of their official duties.

3 Sec. 4. Transition. In order to continue the 4 staggered nature of the terms of the board of trustee 5 during the transition from 7 to 5-year terms, one of the successors to the 2 members whose terms expire in 6 7 1984 shall be appointed to a 3-year term and one to a 4-year term; and one of the successors to the 2 mem-8 9 bers whose terms expire in 1985 shall be appointed to 10 a 4-year term and one to a 5-year term. The member appointed to the 3-year term is eligible for appoint-11 12 ment to 2 full terms. The members appointed to 13 4-year terms are eligible for appointment to one full 14 term.

STATEMENT OF FACT

16 This bill is recommended by the Joint Standing 17 Committee on Education as a result of its study of 18 higher education in Maine.

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19 Section 1 repeals the provisions of the Revised 20 Statutes, Title 20-A, dealing with the Post-Secondary 21 Education Commission (PETCOM). The commission is no 22 longer receiving federal or state funds and has not 23 been active for 3 years.

24 Section 2 requires the Board of Trustees of the 25 University of Maine to report each year to the Legis-26 lature on the status of long range planning for the 27 University and on the University's expenditures for 28 the prior year.

29 Section 3 changes the length of the terms of 30 board of trustee members from 7 to 5 years and en-31 courages the Governor to appoint members broadly rep-32 resentative of the population of the State.

33 Section 4 provides for maintaining the present,
 34 orderly, staggered rotation of terms of office during
 35 the change over from 7 to 5-year terms.

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