

MAINE STATE LEGISLATURE

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(New Draft of H.P. 593, L.D. 804)
(New Title)
FIRST REGULAR SESSION

ONE HUNDRED AND THIRTEENTH LEGISLATURE

Legislative Document

NO. 1660

H.P. 1217 House of Representatives, May 22, 1987
Reported by Representative BOST from the Committee on
Education and printed under Joint Rule 2.

EDWIN H. PERT, Clerk
Original bill sponsored by Representative NORTON of
Winthrop. Cosponsored by Senators KANY of Kennebec, BRAUN of
Knox, and Representative GWADOSKY of Fairfield.

STATE OF MAINE

IN THE YEAR OF OUR LORD
NINETEEN HUNDRED AND EIGHTY-SEVEN

AN ACT to Provide School Approval for
Nontraditional Limited Purpose
Schools.

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

7 20-A MRSA §2907 is enacted to read:

8 §2907. Nontraditional limited purpose school approv-
9 al

10 1. Requirements. A nonprofit institution, not
11 otherwise approved under this subchapter, may operate
12 as an approved nontraditional limited purpose school
13 if it demonstrates a commitment to the educational

1 process and to the State's youth by possessing the
2 following:

3 A. An incorporated council, board of trustees,
4 board of directors or other governing board com-
5 posed of a cross section of the community served
6 by the school;

7 B. An established educational plan;

8 C. A written curriculum with appropriate goals,
9 objectives and instructional strategies;

10 D. Specific instructional time commensurate with
11 the educational activities planned;

12 E. Facilities that comply with state health,
13 safety and fire codes;

14 F. An instructional staff certified by the De-
15 partment of Educational and Cultural Services
16 where appropriate and endorsement by professional
17 boards in areas where the State does not have
18 certification standards or professional standards
19 agreed upon by the department and the respective
20 institution;

21 G. School health services that include a regis-
22 tered nurse in residence when students are in at-
23 tendance or the appointment of a school or con-
24 sulting physician;

25 H. Established written emergency and safety pro-
26 cedures, including periodic fire drills whenever
27 appropriate;

28 I. The unique up-to-date equipment necessary to
29 the services provided;

30 J. A demonstrated commitment to work coopera-
31 tively with state public schools in an effort to
32 meet the specific aspiration needs of Maine stu-
33 dents; and

34 K. Scholarship assistance to the State's youth.

1 The commissioner shall promulgate rules, pursuant to
2 the Maine Administrative Procedure Act, Title 5,
3 chapter 375, which shall incorporate the requirements
4 set forth in this subsection.

5 2. Approval. The commissioner shall base approv-
6 al of a school under this section on the school's
7 ability to meet the requirements set forth in subsec-
8 tion 1 and on an annual on-site review by the depart-
9 ment.

10 3. Removal of basic approval. Notwithstanding
11 any other provision of law, the commissioner may re-
12 move approval from any nontraditional limited purpose
13 school for failure to meet applicable approval re-
14 quirements.

15 4. Ineligible for state subsidy. A school eligi-
16 ble for approval under this section shall not be eli-
17 gible for state subsidy.

18 5. Credit. High school credit for programs com-
19 pleted at a school approved under this section may be
20 granted to students by the school in which they are
21 enrolled full time.

22 6. Taxation. Notwithstanding any other provision
23 of law, the commissioner's approval of an institution
24 as a nontraditional, limited purpose school shall not
25 alter that institution's current status for the pur-
26 pose of state or local taxation.

27 STATEMENT OF FACT

28 This new draft provides the Department of Educa-
29 tional and Cultural Services with a process for ap-
30 proval of nontraditional, limited purpose schools not
31 covered by existing law.

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