

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

2
4
6
8
10
12
14
16
18
20
22
24
26
28
30
32
34
36
38
40
42
44

STATE OF MAINE
SENATE
116TH LEGISLATURE
FIRST REGULAR SESSION

COMMITTEE AMENDMENT "A " to S.P. 287, L.D. 857, Bill, "An Act Requiring School Suspension or Expulsion in Cases Involving Dangerous or Concealed Weapons"

Amend the bill by striking out everything after the enacting clause and before the statement of fact and inserting in its place the following:

'Sec. 1. 20-A MRSa §1001, sub-§9, as amended by PL 1989, c. 708, §1, is repealed and the following enacted in its place:

9. Students expelled or suspended. Following a proper investigation of a student's behavior and due process proceedings, if found necessary for the peace and usefulness of the school, they shall expel any student:

A. Who is deliberately disobedient or deliberately disorderly;

B. For infractions of violence;

C. Who possesses on school property a firearm as defined in Title 17-A, section 2, subsection 12-A without permission of a school official;

D. Who, with use of any other dangerous weapon as defined in Title 17-A, section 2, subsection 9, paragraph A, intentionally or knowingly causes injury or accompanies use of a weapon with a threat to cause injury; or

E. Who possesses, furnishes or trafficks in any scheduled drug as defined in Title 17-A, chapter 45.

2 A student may be readmitted on satisfactory evidence that the
4 behavior that was the cause of the student being expelled will
6 not likely recur. The school board may authorize the principal
8 to suspend students up to a maximum of 10 days for infractions of
10 school rules. In addition to other powers and duties under this
12 subsection, the school board may develop a policy requiring a
14 student who is in violation of school substance abuse or
16 possession rules to participate in substance abuse services as
18 provided in section 6606.'

14 STATEMENT OF FACT

16 This amendment retains the provisions of the bill and adds
18 language clarifying that students possessing a firearm on school
20 property with permission of a school official, as in the case of
22 a firearm or hunting safety course, are exempted from this
provision. The amendment also restructures the Maine Revised
Statutes, Title 20-A, section 1001, subsection 9 in outline form
for clarification.

Reported by Senator Lawrence for the committee on Education.
Reproduced and Distributed Pursuant to Senate Rule 12.
(4/27/93) (Filing No. S-86)