

MAINE STATE LEGISLATURE

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117th MAINE LEGISLATURE

FIRST REGULAR SESSION-1995

Legislative Document

No. 1041

H.P. 767

House of Representatives, March 28, 1995

An Act to Reorganize the University of Maine into 2 Separate Systems.

Reference to the Committee on Education and Cultural Affairs suggested and ordered printed.

A handwritten signature in cursive script that reads "Joseph W. Mayo".

JOSEPH W. MAYO, Clerk

Presented by Representative KEANE of Old Town.
Cosponsored by Representatives: CLARK of Millinocket, DiPIETRO of South Portland,
FISHER of Brewer, WINN of Glenburn.

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

2
4 **Sec. 1. P&SL 1865, c. 532, §1-A**, as amended by PL 1985, c. 779, §88, is repealed and the following enacted in its place:

6 **Section 1-A. System established; purposes; governance.** In order to provide a comprehensive and cohesive system of public higher education designed to accomplish the goals of academic excellence; cultural, geographic, economic and educational diversity; and public accessibility, the University of Maine System is established. The system consists of the following components:

14 1. The University of Maine, a research and doctoral university, which is the land grant institution of the State and which consists of the Orono campus and the University of Maine School of Law located in Portland; and

18 2. The Maine State University, offering 4-year, 2-year and limited graduate degrees and community education programs, with campuses located in Augusta, Farmington, Fort Kent, Machias, Portland and Presque Isle.

24 The trustees established in section 1 shall administer the affairs of the system. As used in this Act, unless the context otherwise indicates, "university" means the University of Maine System.

28 **Sec. 2. P&SL 1865, c. 532, §4-A**, as amended by PL 1987, c. 20, §3, is amended to read:

32 **Section 4-A. Administration; controller; campus heads; advisory committees.** The board of trustees shall appoint a chancellor ~~controller~~ who shall serve at its pleasure and ~~be chief administrative and education officer thereof. The chancellor may maintain an office at Augusta and such other offices as the board of trustees may designate. The chancellor shall nominate and the~~ The board of trustees shall appoint ~~the persons to head the various campuses and shall give the persons such titles as shall be deemed appropriate. The head of a campus shall not serve concurrently as chancellor or as a member of the board of trustees~~ a president to lead the University of Maine and a president to lead the Maine State University. The board of trustees shall appoint such advisory committees ~~on behalf of the various campuses and such other advisory committees~~ as may appear desirable.

48 **Sec. 3. P&SL 1865, c. 532, §4-B**, as amended by PL 1987, c. 769, Pt. A, §§189 and 190, is further amended to read:

2 **Section 4-B. Duties of the board of trustees, chancellor
and heads of the various campuses.**

4 **1. Board of trustees; duties.** The board of trustees,~~in~~
5 ~~consultation with the chancellor, shall be~~ is the governing,
6 policy making and planning body of the university and in addition
7 ~~shall have~~ has responsibility, in consultation with the
8 controller, for preparing and approving the operating and capital
9 budgets of the university and presenting them in accordance with
10 the direction in Title 5, section 1665, and Title 5, chapter
11 153. The university budget consists of 2 elements to be prepared
12 by the trustees. The first element is the budget for the
13 University of Maine and the 2nd element is the combined budget
14 for the Maine State University. It is the intent of the
15 Legislature that any budget reductions or increases that are made
16 by the trustees in preparing the budgets, by the Governor and
17 State Budget Officer in revising the budget estimates and by the
18 Legislature in enacting the budgets be shared equally by the 2
19 elements.

20 **2. Controller and staff members; duties.** The ~~ehancellor~~
21 controller shall work with the trustees to develop the university
22 budget and to develop a system of cooperative purchasing for the
23 campuses and shall exercise such powers and fulfill such
24 responsibilities as ~~shall be~~ are delegated by the board. The
25 ~~ehancellor may delegate any of such powers and responsibilities~~
26 ~~to such members of his staff as he deems necessary.~~

27 **3. Presidents; duties.** The ~~head of each campus shall be~~
28 President of the University of Maine and the President of the
29 Maine State University are the chief administrative and
30 educational ~~officer thereof~~ officers of those components of the
31 system and shall be are responsible for the ~~day-to-day~~ day-to-day
32 operation and development of ~~its~~ their academic ~~program~~ programs
33 within the limits defined by the board of trustees ~~and the~~
34 ~~ehancellor;~~ and in addition, shall exercise such rights and
35 privileges as are generally recognized in the administering of
36 admissions, curriculum development, extra curricular programs,
37 ~~long-range~~ long-range planning within the framework of the
38 overall university plan, and supervision of faculty and staff.

39 **Sec. 4. Effective date; implementation.** This Act takes effect
40 July 1, 1996. Upon passage of this Act, the Board of Trustees of
41 the University of Maine System shall conduct a review of the laws
42 affecting the operation of the University of Maine System and
43 shall issue a written report to the 117th Legislature no later
44 than December 15, 1995. The report must identify provisions of
45 statute, uncodified public law and private and special law that
46 require amendment in order to implement this Act. The

2 report must include draft legislation necessary to implement this
Act.

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STATEMENT OF FACT

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8 This bill reorganizes the University of Maine System into 2
separate systems and eliminates the chancellor's office.