

MAINE STATE LEGISLATURE

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118th MAINE LEGISLATURE

FIRST REGULAR SESSION-1997

Legislative Document

No. 1442

H.P. 1025

House of Representatives, March 11, 1997

**An Act to Prohibit the Denial of Teacher Certification Based on Refusal
to Participate in Learning Results.**

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

A handwritten signature in black ink that reads "Joseph W. Mayo".

JOSEPH W. MAYO, Clerk

Presented by Representative LEMKE of Westbrook.
Cosponsored by Representatives: AHEARNE of Madawaska, GOODWIN of Pembroke, JOY
of Crystal, LANE of Enfield, O'NEAL of Limestone.

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

2 Sec. 1. 20-A MRSA §13011, sub-§8 is enacted to read:

4 8. Learning results. The state board and the commissioner
6 may not refuse to issue or renew a certificate under this chapter
8 and may not seek to revoke a certificate issued under this
10 chapter because of an individual's refusal, due to conscientious
12 objections, to participate in:

14 A. The system of learning results established and
16 implemented under section 6209; or

18 B. Professional development designed to promote learning
20 results.

22 The state board shall adopt rules establishing procedures for
24 determining if the individual's refusal relating to paragraph A
26 or B is due to conscientious objection. Rules adopted pursuant
28 to this subsection are routine technical rules, pursuant to Title
30 5, chapter 375, subchapter II-A.

32
SUMMARY

34 This bill ensures that teacher certification is not
36 conditioned on participation in the learning results system or
38 related professional development. It permits an individual
40 subject to certification to refuse to be involved in learning
42 results due to conscientious objection to the system. The State
44 Board of Education is required to establish procedures for
46 determining if the refusal is due to conscientious objection.