

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)



119th MAINE LEGISLATURE

FIRST REGULAR SESSION-1999

Legislative Document

No. 1354

H.P. 956

House of Representatives, February 18, 1999

An Act to Amend the Law Regarding Conflict of Interest.

Submitted by the Department of Education pursuant to Joint Rule 204.
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 BELANGER of Caribou.
Cosponsored by Representative DESMOND of Mapleton, Senators: PENDLETON of
Cumberland, SMALL of Sagadahoc.

2
3 **Be it enacted by the People of the State of Maine as follows:**

4 **Sec. 1. 20-A MRSA §1002, sub-§1**, as enacted by PL 1981, c.
5 693, §§5 and 8, is repealed and the following enacted in its
6 place:

7 **1. Definitions.** As used in this section, unless the
8 context otherwise indicates, the following terms have the
9 following meanings:

10 A. "Employee" means a person who receives monetary payment
11 or benefits, no matter the amount paid or hours worked, for
12 personal services performed for a school administrative
13 unit; and

14 B. "Volunteer" means a person who performs personal
15 services for a school administrative unit without monetary
16 payment or benefits of any kind or amount.

17 **Sec. 2. 20-A MRSA §1002, sub-§2**, as enacted by PL 1981, c.
18 693, §§5 and 8, is amended to read:

19 **2. Employment by school administrative unit, school union,**
20 **academy.** A member of a school board or spouse of a member may
21 not be employed as a full-time an employee in a public school
22 within the jurisdiction of the school board to which the member
23 is elected or in a contract high school or academy located within
24 a supervisory union in which the member is a representative on
25 the union committee.

26 **Sec. 3. 20-A MRSA §1002, sub-§2-A** is enacted to read:

27 **2-A. Volunteer placement by school administrative unit,**
28 **school union, academy.** A member of a school board or spouse of a
29 member may not serve as a volunteer in a situation that places
30 the volunteer under the direct supervision of the superintendent,
31 principal, athletic director or other school staff supervisor in
32 a public school within the jurisdiction of the school board to
33 which the member is elected or in a contract high school or
34 academy located within a supervisory union in which the member is
35 a representative on the union committee. Volunteer activities of
36 a member of a school board or spouse of a member, other than in
37 roles that are prohibited by this subsection, may be prescribed
38 by policies developed and approved by the school board of the
39 school administrative unit.

40
41
42
43
44
45
46
47
48 **SUMMARY**

49 This bill clarifies the definitions of employee and
50 volunteer with respect to the activities of school board members
51 and conflict of interest situations.
52