

MAINE STATE LEGISLATURE

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L.D. 2490

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DATE: 2/11/2000

(Filing No. S-484)

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STATE OF MAINE
SENATE
119TH LEGISLATURE
SECOND REGULAR SESSION

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SENATE AMENDMENT "A" to COMMITTEE AMENDMENT "A" to S.P. 951, L.D. 2490, Bill, "An Act to Provide Funding for Background Checks and Fingerprinting for School District Employees and Volunteers"

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Amend the amendment by striking out the substitute title and replacing it with the following:

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'An Act Regarding Background Checks and Fingerprinting'

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Amend the amendment in the emergency preamble by striking out all of the 2nd and 3rd paragraphs (page 1, lines 36 to 47 in amendment) and inserting in their place the following:

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'Whereas, commencing July 1, 2000, the certification, authorization, approval and renewal of teachers and educational personnel are subject to the criminal history record check provisions of the Maine Revised Statutes, Title 20-A, section 6103; and

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'Whereas, this legislation seeks to limit the application of that law to newly hired personnel and to reimburse those who have already paid for fingerprinting and background checks; and'

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Further amend the amendment on page 2 by inserting after the first paragraph (page 2, line 7 in amendment) the following:

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'Further amend the bill by inserting before section 1 the following:

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'Sec. 1. 20-A MRSA §6103, first ¶, as amended by PL 1999, c. 35, §1, is further amended to read:

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Beginning July 1, 2000, certification, authorization and renewal approval under chapters 501 and 502 for personnel hired on or after that date are subject to the provisions of this section. ~~Fingerprinting of immediately affected applicants for certification, authorization or renewal, conducting of the needed state and national criminal history record checks by the State Bureau of Identification and forwarding of the results by the bureau to the department must begin on September 1, 1999.~~

Sec. 2. 20-A MRSA §6103, 2nd ¶, as enacted by PL 1999, c. 35, §2, is repealed.' '

Further amend the amendment by striking out all of sections 2 to 6 and inserting in their place the following:

'Sec. 2. 25 MRSA §1541, sub-§8 is enacted to read:

8. Carrying balance. Any unencumbered balance from funds appropriated from the General Fund to accomplish the purpose of Title 20-A, section 6103 may not lapse but must be carried forward to be used for the same purpose.

Sec. 3. Payment for certification, authorization or approval. The Commissioner of Public Safety, upon receipt of proof determined to be adequate by the commissioner, shall reimburse those persons, including contracted services providers, schools and school districts, who have paid for the fingerprinting and conducting of the needed state and national criminal history record checks by the Department of Public Safety, Bureau of State Police, State Bureau of Identification, as required by the Maine Revised Statutes, Title 20-A, section 6103.

Sec. 4. Appropriation. The following funds are appropriated from the General Fund to carry out the purposes of this Act.

	1999-00	2000-01
PUBLIC SAFETY, DEPARTMENT OF		
Fingerprint and Background Information - Reimbursement		
All Other	\$175,000	
Appropriates funds to provide rebates to certain individuals and schools who have already paid for a		

2 criminal history record check
pursuant to the Maine Revised
4 Statutes, Title 20-A, section
6103.

6 **Fingerprint and Background
Information - State Expense**

8 All Other \$279,300

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12 Appropriates funds for the
costs of conducting
14 background checks and
fingerprinting for persons
16 newly employed by a public
school beginning on July 1,
2000.

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20 **DEPARTMENT OF PUBLIC SAFETY**
TOTAL \$175,000 \$279,300

22 **Sec. 5. Allocation.** The following funds are allocated from
Other Special Revenue funds to carry out the purposes of this Act.

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26 1999-00 2000-01

28 **PUBLIC SAFETY, DEPARTMENT OF**

30 **Bureau of State Police**

32 All Other (\$410,000) (\$392,000)

34 Deallocation funds that are no
longer necessary to reflect
36 the cost of background checks
and fingerprinting.'

38 Further amend the amendment by inserting after the emergency
clause the following:

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42 'Further amend the bill by relettering or renumbering any
nonconsecutive Part letter or section number to read
consecutively.'

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46 **FISCAL NOTE**

48 1999-00 2000-01

APPROPRIATIONS/ALLOCATIONS


Rds

SENATE AMENDMENT "A" to COMMITTEE AMENDMENT "A" to S.P. 951,
L.D. 2490

2 fingerprinting and background check requirement to personnel
hired on or after July 1, 2000.

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SPONSORED BY: 
(Senator HARRIMAN)

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COUNTY: Cumberland

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