## MAINE STATE LEGISLATURE

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## 120th MAINE LEGISLATURE

## **FIRST REGULAR SESSION-2001**

Legislative Document

No. 1047

H.P. 803

House of Representatives, February 22, 2001

Millient M. Mac Failand

An Act Concerning Teacher Certification for Targeted Need Areas.

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

MILLICENT M. MacFARLAND, Clerk

Presented by Representative NORTON of Bangor.
Cosponsored by Senator NUTTING of Androscoggin and
Representatives: CUMMINGS of Portland, DESMOND of Mapleton, JACOBS of Turner,
LEDWIN of Holden, SKOGLUND of St. George, SULLIVAN of Biddeford, Senator:
CATHCART of Penobscot.

Be	it enacted by the People of the State of Maine as follows:
c.	Sec. 1. 20-A MRSA §13011, sub-§1, ¶E, as amended by PL 1997, 452, §5, is further amended to read:
	E. Certify or authorize personnel who provide early childhood educational programs or developmental therapy to children with disabilities from birth to under 9 years of
	age in the home, in community-based special purpose and integrated programs and in public schools; and
	Sec. 2. 20-A MRSA §13011, sub-§1, ¶F, as repealed and replaced
by	PL 1999, c. 791, §5, is amended to read:
	F. Approve all individuals for whom certification or authorization is not required prior to being hired or being placed under contract by a public school or a private school that enrolls 60% or more publicly funded students. and
	Sec. 3. 20-A MRSA $\$13011$ , sub- $\$1$ , $\PG$ is enacted to read:
	G. Approve programs authorized to prepare and certify
<u>edı</u>	acators for practice in the State.
845	Sec. 4. 20-A MRSA §13011, sub-§3, as enacted by PL 1983, c. 5, §4, is amended to read:
	3. Teacher certificates. The state board rules shall
	cognize atleast3eategoriesofteacher certificates as entified in sections 13012 to 13014. The state board may issue
	les authorizing emergency employment under a conditional
	tificate of individuals who do not meet the requirements for a
pro	ovisional certificate.
<b>67</b> 3	Sec. 5. 20-A MRSA §13011, sub-§9, as enacted by PL 1999, c. 8, §1, is amended to read:
	9. Targeted need certificate. The state board shall adopt
ru.	les that establish criteria under which a targeted need area
	tificate may be issued. This certificate may be issued only
	a person holding a bachelor's degree and teaching in a teacher
	ortage area. The-teacher-shortage-area-is-determined-by-the mmissioner+ Rules adopted pursuant to this subsection are
maj	jor substantive rules in accordance with Title 5, chapter 375, ochapter II-A.
	A. The commissioner shall determine annually teacher
	about an areas. The commissioner shall identify the use of

2	numbers and reasons for use of the certificates.
4	B. The targeted need area certificate is limited to a
6	one-year certificate and leads to a conditional or provisional teacher certificate upon completion of
8	requirements for that certificate.
10	C. The targeted need area certificate may not be used to avoid the hiring of provisional or professionally certified
12	teachers. A long-term substitute may not be employed when there is a candidate for the position who is eligible for
12	the targeted need area certificate.
14	Sec. 6. 20-A MRSA §13012, sub-§1, as amended by PL 1997, c.
16	266, §15, is further amended to read:
18	1. Definition. A provisional teacher certificate is the
20	entry level certificate issued to an individual who has not taught previously in the State, except as provided in section
22	13013, subsection 2-A, paragraphs B and D, or who has taught under a conditional or targeted need area certificate due to
24	failure to meet the qualifications for a provisional teacher certificate.
26	<pre>Sec. 7. 20-A MRSA §13015, sub-§1, as enacted by PL 1983, c. 845, §4, is amended to read:</pre>
28	
30	1. Employment. No $\underline{A}$ public school or private school approved for tuition purposes under section 2901, subsection 2,
30	paragraph B may <u>not</u> employ a provisional, <u>conditional</u> or <u>targeted</u>
32	need area teacher unless it has an approved, locally designed, support system or has received specific authorization from the
34	commissioner in accordance with state board rules.
36	
38	SUMMARY
40	This bill adds guidelines to the provision enacted in the 119th Legislature providing for a targeted need area teaching
	certificate. The bill requires the Commissioner of Education to
42	annually determine teacher shortage areas and identify the use of targeted need area certificates. The bill limits the
44	certificates to a period of one year and clarifies the hierarchy of all types of certificates.