

MAINE STATE LEGISLATURE

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m
R.D.S.

L.D. 1975

DATE: *2-19-02*

(Filing No. H-*820*)

MINORITY
EDUCATION AND CULTURAL AFFAIRS

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**STATE OF MAINE
HOUSE OF REPRESENTATIVES
120TH LEGISLATURE
SECOND REGULAR SESSION**

COMMITTEE AMENDMENT "*A*" to H.P. 1474, L.D. 1975, Bill, "An Act Concerning Student Threats Against School Personnel"

Amend the bill by striking out the title and substituting the following:

'An Act Concerning Student Threats'

Further amend the bill by striking out everything after the enacting clause and before the summary and inserting in its place the following:

'Sec. 1. 20-A MRSA §1001, sub-§15, ¶F, as enacted by PL 1999, c. 351, §2, is amended to read:

F. Establish policies and procedures concerning the removal of disruptive ~~or~~ violent or threatening students from a classroom or a school bus, as well as student disciplinary and placement decisions, when appropriate; and'

Further amend the bill by inserting at the end before the summary the following:

'FISCAL NOTE

This bill would require school boards to adopt policies and procedures to address student threats. There would be no fiscal impact to the Department of Education if this legislation were enacted.

The requirement that school boards adopt policies to address student threats represents a state mandate pursuant to the Constitution of Maine. The additional local costs are estimated to be minor since most school administrative units already have,

COMMITTEE AMENDMENT

R.S.

2 or are in the process of, adopting policies. Unless General Fund
3 appropriations are provided to fund at least 90% of the
4 additional costs or a Mandate Preamble is amended to the bill and
5 2/3 of the members of each House vote to exempt this mandate from
6 the funding requirement, the school administrative units may not
7 be required to implement these changes.'

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SUMMARY

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11 This amendment is the minority report of the committee. It
12 replaces the bill and adds the words "threatening" to the list of
13 types of behaviors that would require policies and procedures to
14 be established for removing a student from the classroom.

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It also adds a fiscal note to the bill.