

2	L.D. 957
	DATE: 5-19-03 (Filing No. H-458)
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б	EDUCATION AND CULTURAL AFFAIRS
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10	Reproduced and distributed under the direction of the Clerk of the House.
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14	STATE OF MAINE HOUSE OF REPRESENTATIVES 121ST LEGISLATURE
16	FIRST REGULAR SESSION
18	COMMITTEE AMENDMENT "A" to H.P. 714, L.D. 957, Bill, "An
20	Act To Retain Teachers Holding Targeted Need Area Certificates"
22	Amend the bill by striking out the title and substituting the following:
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26	'An Act To Retain Teachers Holding Targeted Need Area Certificates, Conditional Certificates or Transitional Endorsements'
28	Further amend the bill by striking out everything after the
30	enacting clause and before the summary and inserting in its place the following:
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34	'Sec. 1. 20-A MRSA §13011, sub-§9, as enacted by PL 1999, c. 673, §1, is amended to read:
36	9. Targeted need area certificate; exception. The state
38	board shall adopt rules that establish criteria under which a targeted need area certificate may be issued. This certificate may be issued only to a person holding a bachelor's degree and
40	teaching in a teacher shortage area. The teacher shortage area
42	is determined by the commissioner. Rules adopted pursuant to this subsection are major substantive rules in accordance with Title 5, chapter 375, subchapter II-A <u>2-A</u> . Any amendment to the
44	rules adopted pursuant to this subsection that revises the
46	qualifications for a targeted need area certificate does not apply to a person who was issued a targeted need area certificate prior to or during the school was proceeding the adoption of
48	prior to or during the school year preceding the adoption of revisions to the original rules as long as the holder of the
50	targeted need area certificate annually completes the required course work and testing as determined by the department for the school year preceding the adoption of revised rules.

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Page 1-LR1326(2)

COMMITTEE AMENDMENT

COMMITTEE AMENDMENT "/" to H.P. 714, L.D. 957

Sec. 2. 20-A MRSA §13011, sub-§10 is enacted to read:

4 10. Conditional certificate; transitional endorsement; exception. Any amendment to the rules adopted pursuant to this chapter that revises the gualifications for a conditional 6 certificate or transitional endorsement does not apply to a person who was issued a conditional certificate or transitional 8 endorsement prior to or during the school year preceding the 10 adoption of revisions to the rules as long as the holder of the conditional certificate or transitional endorsement annually 12 completes the required course work and testing as determined by the department for the school year preceding the adoption of revised rules. 14

Sec. 3. Targeted need area certificate; exceptions for prelingually 16 deaf applicants. Until the Department of Education adopts revised rules under the Maine Revised Statutes, Title 20-A, section 18 13011, subsection 9, the Department of Education may issue a 2nd 20 targeted need area certificate to a prelingually deaf applicant provided that the applicant can show evidence of having attempted 22 the Pre-professional Skills Test during the first year of holding targeted need area certificate. A prelingually deaf the applicant may also be issued a 3rd targeted need area certificate 24 provided that the applicant can show evidence of having attempted the Pre-professional Skills Test during the 2nd year of holding 26 the targeted need area certificate.

It is the intent of the Joint Standing Committee on Education and Cultural Affairs that, in the Department of 30 Education's proceeding with the filing of the revised rule for of 32 the remaining portions Chapter 115: Certification, Authorization and Approval of Education Personnel, the department shall consider the concerns raised by the Superintendent of the 34 Governor Baxter School for the Deaf and advocates for teachers of the deaf who are prelingually deaf regarding the need for 36 accommodations for prelingually deaf applicants for targeted need area certificates. 38

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SUMMARY

44 This amendment changes the title of the bill and expands the exception provisions of the bill. The amendment accomplishes the following.

 It provides an exception from any amended rules adopted by the State Board of Education that revise the qualifications
requirements for targeted need area certificates, conditional

Page 2-LR1326(2)

COMMITTEE AMENDMENT

COMMITTEE AMENDMENT "" to H.P. 714, L.D. 957

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certificates or transitional endorsements. Teachers who were 2 issued targeted need area certificates, conditional certificates or transitional endorsements to teach prior to or during the 4 school year preceding the adoption of revisions to the original rules are exempt from any revision in the qualifications required by amended rules adopted by the State Board of Education for б targeted need area certificates, conditional certificates or transitional endorsements, provided that the holder of the 8 targeted need area certificate, conditional certificate or transitional endorsement annually completes the required course 10 work and testing as determined by the Department of Education for the school year preceding the adoption of revisions to the 12 original rules.

It also provides that, until the Department of Education
adopts revised rules under the Maine Revised Statutes, Title 20-A, section 13011, subsection 9, the Department of Education
may issue 2nd and 3rd targeted need area certificates to prelingually deaf applicants provided that an applicant can show
evidence of having attempted the Pre-professional Skills Test during the first or 2nd year of holding the targeted need area
certificate.

 3. It also directs the Department of Education to consider the concerns raised by the Superintendent of the Governor Baxter
School for the Deaf and advocates for teachers of the deaf who are prelingually deaf regarding the need for accommodations for
prelingually deaf applicants for targeted need area certificates as the department proceeds with the filing of the revised rule
for the remaining portions of Chapter 115: Certification, Authorization and Approval of Education Personnel.

Page 3-LR1326(2)

COMMITTEE AMENDMENT