

MAINE STATE LEGISLATURE

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H. of S.

L.D. 1032

DATE: 4-28-03

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EDUCATION AND CULTURAL AFFAIRS

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
121ST LEGISLATURE
FIRST REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 749, L.D. 1032, Bill, "An Act To Reduce the Processing Time for Substitute Teacher Fingerprinting"

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

'An Act Concerning the Processing Time for Substitute and Regular School Employee Fingerprinting'

Further amend the bill by striking out all of section 1 and inserting in its place the following:

'Sec. 1. 20-A MRSA §6103, sub-§4-A, ¶¶C and D, as enacted by PL 1999, c. 791, §4, are amended to read:

C. A person employed as a substitute who has not been fingerprinted prior to the effective date of this subsection must meet the requirements by July 1, 2002. Beginning with the 2003-2004 school year, a person employed as a substitute who needs fingerprinting and a criminal history record check pursuant to section 13011, subsection 8 must meet the requirements of this section within 8 weeks of employment by a school administrative unit. A person employed as a substitute who needs fingerprinting and a criminal history record check must be issued a temporary approval card by the department. The temporary approval card is valid for the first 8 weeks of employment, except that, for a person who has been fingerprinted pursuant to this section prior to the 20th day of employment and who has not received the results of the criminal history record check prior to the 9th week of employment, the temporary approval card remains valid

COMMITTEE AMENDMENT

R. of S.

COMMITTEE AMENDMENT "A" to H.P. 749, L.D. 1032

2 until the commissioner determines whether approval is
3 granted or denied based on the criminal history record
4 information obtained from the State Bureau of
5 Identification; and

6 D. A regular employee subject to the requirements of this
7 section who begins work in a school after the effective date
8 of this subsection must meet these requirements prior to
9 their the 20th day of employment. Beginning with the
10 2003-2004 school year, a regular employee who needs
11 fingerprinting and a criminal history record check pursuant
12 to section 13011, subsection 8 must meet the requirements of
13 this section within 8 weeks of employment by a school
14 administrative unit. A regular employee who needs
15 fingerprinting and a criminal history record check must be
16 issued a temporary approval card by the department. The
17 temporary approval card is valid for the first 8 weeks of
18 employment, except that, for a person who has been
19 fingerprinted pursuant to this section prior to the 20th day
20 of employment and who has not received the results of the
21 criminal history record check prior to the 9th week of
22 employment, the temporary approval card remains valid until
23 the commissioner determines whether approval is granted or
24 denied based on the criminal history record information
25 obtained from the State Bureau of Identification.'

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28 **SUMMARY**

29 This amendment changes the title of the bill and strikes and
30 replaces the bill to expand the provisions of the bill, which
31 affect only a person employed by a school as a substitute, to
32 include a person who is a regular school employee. The amendment
33 provides that, beginning with the 2003-2004 school year, a person
34 employed by a school as a substitute and a person who is a
35 regular school employee and who also needs fingerprinting and a
36 criminal history record check must be issued a temporary approval
37 card by the Department of Education and must meet the
38 fingerprinting and criminal history record check requirements
39 within 8 weeks of employment. The amendment also provides that,
40 for a person employed as a substitute and for a person who is a
41 regular school employee and who has been fingerprinted pursuant
42 to criminal history record check requirements, the temporary
43 approval card remains valid until the Commissioner of Education
44 determines whether approval is granted or denied based on the
45 criminal history record information obtained from the State
46 Bureau of Identification.

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49 **FISCAL NOTE REQUIRED**
50 **(See attached)**

COMMITTEE AMENDMENT

**121st Maine Legislature
Office of Fiscal and Program Review**



LD 1032

**An Act to Reduce the Processing Time for Regular School Employee
Fingerprinting**

LR 0721(02)

Fiscal Note for Bill as Amended by Committee Amendment " "

Committee: Education and Cultural Affairs

Fiscal Note Required: Yes

Fiscal Note

Minor cost increase - General Fund

Fiscal Detail and Notes

Any additional costs associated with issuing temporary approval cards can be absorbed by the Department of Education utilizing existing budgeted resources.