

MAINE STATE LEGISLATURE

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11-13-03

L.D. 1577

DATE: 5-19-03

(Filing No. S-201)

EDUCATION AND CULTURAL AFFAIRS

Reported by: Majority

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STATE OF MAINE
SENATE
121ST LEGISLATURE
FIRST REGULAR SESSION

COMMITTEE AMENDMENT "A" to S.P. 538, L.D. 1577, Bill, "An Act To Amend and Improve the Education Laws"

Amend the bill in section 10 by striking out all of subsection 1 and inserting in its place the following:

'1. **Establishment.** Each school administrative unit ~~must~~ shall, commencing with the ~~1987-88~~ 2004-2005 school year, ~~establish a~~ fully implement its plan for phasing in gifted and talented educational programs. ~~A school administrative unit or part of a school administrative unit is not required to comply with the provisions of its plan during the school years beginning in the fall of 2000 and 2001.~~ Beginning with the 2004-2005 school year, a school administrative unit may apply to the commissioner for a one-year waiver of this requirement if full implementation of this requirement presents an undue burden.'

Further amend the bill by inserting after section 10 the following:

'Sec. 11. 20-A MRSA §8104, sub-§2, as enacted by PL 1985, c. 463, §1, is amended to read:

2. **Rules.** The commissioner shall ~~establish~~ amend or adopt rules to implement this section, including the identification of students, needs and resource assessment, and program planning, development and ~~delivery~~ implementation. Rules adopted pursuant to this section are routine technical rules pursuant to Title 5, chapter 375, subchapter 2-A.'

COMMITTEE AMENDMENT

COMMITTEE AMENDMENT "A" to S.P. 538, L.D. 1577

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

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SUMMARY

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This amendment is the majority report of the Joint Standing
Committee on Education and Cultural Affairs. The amendment
10 retains the provision in the original bill that amends the date
for full implementation of the school administrative unit's
12 gifted and talented program, but changes the implementation date
for gifted and talented programs from the 2003-2004 school year
14 to the 2004-2005 school year. The amendment also provides that,
beginning with the 2004-2005 school year, a school administrative
16 unit may request a one-year waiver from the Commissioner of
Education on the requirement for fully implementing its plan for
18 phasing in its gifted and talented program.

FISCAL NOTE REQUIRED
(See attached)

COMMITTEE AMENDMENT



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

LD 1577

An Act To Amend and Improve the Education Laws

LR 1853(02)

Fiscal Note for Bill as Amended by Committee Amendment "A" S 201

Committee: Education and Cultural Affairs

Fiscal Note Required: Yes

Majority Report

Fiscal Note

Current Cost - State Mandate

State Mandate

New or Expanded Activity

Requiring local school units to fully implement the plan for phasing in gifted and talented education programs beginning in the 2004-2005 school year is a state mandate. The cost to each individual school unit can not be determined at this time.

Unit Affected

School

Costs

Insignificant