

MAINE STATE LEGISLATURE

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122nd MAINE LEGISLATURE

FIRST REGULAR SESSION-2005

Legislative Document

No. 247

H.P. 186

House of Representatives, January 18, 2005

An Act To Limit Terms for Members of the State Board of Education

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

Millicent M. MacFarland
MILLICENT M. MacFARLAND
Clerk

Presented by Representative FINCH of Fairfield.
Cosponsored by Senator TURNER of Cumberland and
Representatives: CAIN of Orono, CUMMINGS of Portland, DAVIS of Falmouth, GOLDMAN
of Cape Elizabeth, MAKAS of Lewiston, MERRILL of Appleton, STEDMAN of Hartland,
Senator: MITCHELL of Kennebec.

2 **Be it enacted by the People of the State of Maine as follows:**

4 **Sec. 1. 20-A MRSA §401, sub-§4,** as amended by PL 1987, c. 851,
§4, is further amended to read:

6 **4. Term.** The term of office of each member ~~shall be~~ is 5
years. ~~Any vacancy shall~~ A person may not serve more than any 2
8 5-year terms. A vacancy must be filled for the remainder of the
unexpired term. The state board shall promulgate rules in
10 accordance with the Maine Administrative Procedure Act, Title 5,
chapter 375, which establishes the procedure and criteria by
12 which the state board may recommend to the Governor the removal
of a member from office prior to completion of the term of
14 appointment for failure to perform the duties of office.

16 **Sec. 2. Application.** This Act applies with the beginning of
the new appointments by the Governor at the expiration of the
18 current board members' terms of office.

20 **SUMMARY**

22 This bill limits the number of terms of office for members
24 of the State Board of Education to 2 5-year terms, which need not
be consecutive, beginning with new appointments by the Governor
26 at the expiration of the current board members' terms of office.