

MAINE STATE LEGISLATURE

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122nd MAINE LEGISLATURE

FIRST REGULAR SESSION-2005

Legislative Document

No. 1334

S.P. 461

In Senate, March 17, 2005

An Act To Allow School Board Members To Perform Certain Functions in the School

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

A handwritten signature in cursive script that reads "Joy J. O'Brien".

JOY J. O'BRIEN
Secretary of the Senate

Presented by Senator SAVAGE of Knox. (BY REQUEST)

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

2
3 **Sec. 1. 20-A MRSA §1002, sub-§2**, as amended by PL 1999, c.
4 128, §2, is further amended to read:

6 **2. Employment by school administrative unit, school union,**
7 **academy.** A member of a school board or spouse of a member may
8 not be an employee in a public school within the jurisdiction of
9 the school board to which the member is elected or in a contract
10 high school or academy located within a supervisory union in
11 which the member is a representative on the union committee,
12 except that a member of a school board or spouse of a member may
13 be employed as a substitute teacher in such a school if the
14 principal of the school determines there is no other qualified
15 substitute teacher available.

16
17 **Sec. 2. 20-A MRSA §1002, sub-§2-A**, as enacted by PL 1999, c.
18 128, §3, is amended to read:

20 **2-A. Volunteer placement by school administrative unit,**
21 **school union, academy.** A member of a school board or member's
22 spouse may not serve as a volunteer when that volunteer has
23 primary responsibility for a curricular, cocurricular or
24 extracurricular program or activity and reports directly to the
25 superintendent, principal, athletic director or other school
26 administrator in a public school within the jurisdiction of the
27 school board to which the member is elected or in a contract high
28 school or academy located within a supervisory union in which the
29 member is a representative on the school committee. ~~Volunteer,~~
30 unless volunteer activities of a member of a school board or
31 member's spouse, ~~other than in roles that are prohibited by this~~
32 ~~subsection, may be prescribed~~ are authorized by policies
33 developed and approved by the school board of the school
34 administrative unit.

36
37 **SUMMARY**

38
39 Current law prohibits school board members or their spouses
40 from being employed by or volunteering in schools within the
41 jurisdiction of the school board to which the member is elected.
42 This bill allows a member of a school board or the spouse of a
43 member to substitute teach if no other qualified substitute
44 teacher is available and allows volunteering in other capacities
if authorized by school board policy.