

MAINE STATE LEGISLATURE

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Date: 3/19/8

EDUCATION AND CULTURAL AFFAIRS

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**STATE OF MAINE
HOUSE OF REPRESENTATIVES
123RD LEGISLATURE
SECOND REGULAR SESSION**

COMMITTEE AMENDMENT "A" to H.P. 1446, L.D. 2062, Bill, "An Act Regarding Education Laws"

Amend the bill in Part A by inserting after section 4 the following:

'Sec. A-5. 20-A MRSA §5401, sub-§17 is enacted to read:

17. Rules. The department may adopt rules to implement the provisions of this section. A rule authorized or provisionally adopted by the department pursuant to this subsection or Title 29-A, section 2311 after January 1, 2008 that concerns the transportation of public preschool students is a major substantive rule and subject to legislative review in accordance with Title 5, chapter 375, subchapter 2-A. An amendment to a rule adopted pursuant to this subsection or Title 29-A, section 2311 prior to January 1, 2008 is considered a major substantive rule when the amendment concerns the transportation of public preschool students, and it is subject to legislative review in accordance with Title 5, chapter 375, subchapter 2-A.'

Amend the bill in Part A by inserting after section 15 the following:

'Sec. A-16. 29-A MRSA §2311, as affected by PL 1993, c. 683, Pt. B, §5 and amended by PL 1995, c. 82, §1, is further amended to read:

§2311. Rules

The Commissioner of Education may adopt or amend rules consistent with this Title and in accordance with the Maine Administrative Procedure Act, concerning school bus construction, equipment, operation and identification. Rules adopted pursuant to this section are major substantive rules as defined in Title 5, chapter 375, subchapter 2-A.'

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

COMMITTEE AMENDMENT

AdS

COMMITTEE AMENDMENT "A" to H.P. 1446, L.D. 2062

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SUMMARY

2 This amendment provides that any adoption or amendment of a rule by the
3 Department of Education that concerns the transportation of public preschool students is a
4 major substantive rule and subject to legislative review.

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FISCAL NOTE REQUIRED

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(See attached)



123rd MAINE LEGISLATURE

LD 2062

LR 3190(02)

An Act Regarding Education Laws

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

Committee: Education and Cultural Affairs

Fiscal Note Required: Yes

Fiscal Note

Minor cost increase - General Fund

Fiscal Detail and Notes

Additional costs to the Department of Education associated with continuing to serve as the State intermediate educational unit beyond June 30, 2008 can be absorbed within existing budgeted resources.

Additional costs to the Department of Education associated with the requirement that adoption or amendment of a rule concerning the transportation of public preschool children is a major substantive rule and subject to legislative review can also be absorbed within existing budgeted resources.