

MAINE STATE LEGISLATURE

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
123RD LEGISLATURE
FIRST SPECIAL SESSION

COMMITTEE OF CONFERENCE AMENDMENT 'A' to S.P. 912, L.D. 2291, Bill,
"An Act To Amend Teacher Confidentiality Laws"

Amend the bill in section 1 in subsection 2-A in the 2nd line (page 1, line 5 in L.D.)
by striking out the following: "13001" and inserting the following: '~~43004~~ 13020'

Amend the bill by inserting after section 1 the following:

'Sec. 2. Study by Office of Policy and Legal Analysis. Upon approval of the
Legislative Council, the Office of Policy and Legal Analysis shall review and summarize
the extent to which laws in other states and jurisdictions permit the dissemination of
confidential information pertaining to denials, revocations, suspensions, surrenders and
reinstatements of teaching certificates to applicants for teacher certification or
recertification and for professional licenses or credentials for other comparable
professions. In conducting this analysis, the Office of Policy and Legal Analysis shall
review the apparent conflict between the confidentiality requirements placed on
information received by the Commissioner of Education as set forth in the criminal
history record check provisions of the Maine Revised Statutes, Title 20-A, section 6103
and the provisions set forth in Title 22, section 4011-A that require persons, when acting
in a professional capacity, to report their knowledge or reasonable suspicions of the abuse
or neglect of a child to the Department of Health and Human Services. The Office of
Policy and Legal Analysis shall submit a report with findings to the Joint Standing
Committee on Education and Cultural Affairs by November 5, 2008.'

SUMMARY

This committee of conference amendment incorporates Committee Amendment "A",
which corrects a cross-reference in the bill. The amendment also provides that, upon
approval of the Legislative Council, the Office of Policy and Legal Analysis shall review
the laws in other states and jurisdictions related to the dissemination of confidential
information pertaining to denials, revocations, suspensions, surrenders and reinstatements
of teaching certificates to applicants for teacher certification or recertification and for
professional licenses or credentials for other comparable professions. The Office of
Policy and Legal Analysis shall also review the apparent conflict between the statutory
provisions set forth in the Maine Revised Statutes, Title 20-A, section 6103 and Title 22,

CONFERENCE AMENDMENT

1 section 4011-A and submit a report to the Joint Standing Committee on Education and
2 Cultural Affairs.

3 **FISCAL NOTE REQUIRED**
4 **(See attached)**



123rd MAINE LEGISLATURE

LD 2291

LR 3517(11)

An Act To Amend Teacher Confidentiality Laws

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

Committee: Education and Cultural Affairs

Fiscal Note Required: Yes

Fiscal Note

Minor cost increase - General Fund

Fiscal Detail and Notes

This amendment requires the Office of Policy and Legal Analysis to review the laws in other states related to the dissemination of confidential information pertaining to denials, revocations, suspensions, surrenders and reinstatements of teaching certification or recertification and for other professional licenses or credentials for other comparable professions. If approved by the Legislative Council, the Office of Policy and Legal Analysis will be able to conduct this work within existing staff resources.