

MAINE STATE LEGISLATURE

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Date: 3/23/10

L.D. 1705
(Filing No. H- 769)

EDUCATION AND CULTURAL AFFAIRS

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**STATE OF MAINE
HOUSE OF REPRESENTATIVES
124TH LEGISLATURE
SECOND REGULAR SESSION**

COMMITTEE AMENDMENT "A" to H.P. 1206, L.D. 1705, Bill, "An Act To Align the Duties of School Boards Concerning Student Safety with the Requirements of the Federal Gun-Free Schools Act and To Prohibit the Discharge of Firearms within 500 Feet of Public and Private School Properties"

Amend the bill in section 1 in subsection 9-A in paragraph B in subparagraph (1) in the last line (page 1, line 19 in L.D.) by striking out the following: "district" and inserting in its place the following: 'district school board and for which the school board has adopted appropriate safeguards to ensure student safety'

Amend the bill by striking out all of section 2 and inserting the following:

Sec. 2. 20-A MRSA §6552, sub-§1, as amended by PL 2007, c. 67, §1, is further amended to read:

1. Prohibition. A person may not possess a firearm on public school property or the property of an approved private school or discharge a firearm within 500 feet of public school property or the property of an approved private school. ~~For purposes of this subsection, public school property includes property of a community college that adopts a policy imposing such a prohibition.~~

Sec. 3. 20-A MRSA §6552, sub-§2, as enacted by PL 1981, c. 693, §§ 5 and 8, is repealed and the following enacted in its place:

2. Exceptions. The provisions under subsection 1 do not apply to the following.

A. The prohibition on the possession and discharge of a firearm does not apply to law enforcement officials.

B. The prohibition on the possession of a firearm does not apply to the following persons, if the possession is authorized by a written policy adopted by the school board:

(1) A person who possesses an unloaded firearm for use in a supervised educational program approved and authorized by the school board and for which the school board has adopted appropriate safeguards to ensure student safety; and

COMMITTEE AMENDMENT



124th MAINE LEGISLATURE

LD 1705

LR 2403(02)

An Act To Align the Duties of School Boards Concerning Student Safety with the Requirements of the Federal Gun-Free Schools Act and To Prohibit the Discharge of Firearms within 500 Feet of Public and Private School Properties

Fiscal Note for Bill as Amended by Committee Amendment "A"
Committee: Education and Cultural Affairs
Fiscal Note Required: Yes

Fiscal Note

Local government costs not a mandate

Fiscal Detail and Notes

Additional costs to local school administrative units to adopt a policy for expelling a student who is determined to have possessed a firearm at school are not expected to be significant. Pursuant to Title 30-A, §5685, requirements to local units of government to comply with federal law or regulation are not state mandates.