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Date: 5/17/2013

L.D. 1100 (Filing No. S-98)

EDUCATION AND CULTURAL AFFAIRS

Reproduced and distributed under the direction of the Secretary of the Senate.

STATE OF MAINE

SENATE

126TH LEGISLATURE

FIRST REGULAR SESSION

9 COMMITTEE AMENDMENT "A" to S.P. 382, L.D. 1100, Bill, "An Act To 10 Update and Revise the Laws Governing the Maine Arts Commission"

Amend the bill by striking out all of section 1 and inserting the following:

12 'Sec. 1. 27 MRSA §405, as amended by PL 1991, c. 622, Pt. V, §4, is further 13 amended to read:

14 §405. Hearings; contracts

15 The commission Maine Arts Commission is authorized and empowered to hold 16 public and private hearings, to enter into contracts, within the limit of funds available, 17 with individuals or organizations, and institutions for services furthering the educational 18 objectives of the commission's programs; to enter into contracts, within the limit of funds 19 available, with local and regional associations for cooperative endeavors furthering the 20 educational objectives of the commission's programs; to establish an endowment fund; to 21 accept gifts, contributions and bequests of funds from individuals, foundations, 22 corporations and other organizations or institutions for the purpose of furthering the 23 educational objectives of the commission's programs mission; to make and sign any 24 agreements and to do and perform any acts that are necessary to carry out the purposes of 25 this chapter. Any funds, if given as an endowment, must be invested by the Treasurer of 26 State according to the laws governing the investment of trust funds. As determined by the 27 Director of the Maine Arts Commission, with the approval of the commission, the 28 endowment's principal and interest may be used to further the commission's mission, as 29 long as the endowment funds are used only for the purposes for which the endowment is 30 established in accordance with the intent of the donor. The commission may request and 31 receive from any department, division, board, bureau, commission or agency of the State 32 such assistance and data as necessary to carry out its powers and duties.'

- 33 Amend the bill by striking out all of section 4 and inserting the following:
- 34 'Sec. 4. 27 MRSA §411, as enacted by PL 1997, c. 762, §1, is amended to read:

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COMMITTEE AMENDMENT

COMMITTEE AMENDMENT ", to S.P. 382, L.D. 1100

1 §411. Arts Education Program

The Maine Arts Commission shall establish the Arts in Education Program, referred to in this subchapter as the "program," to provide support for planning and implementing artist residencies and related school and community arts programs to increase arts education opportunities in the State. The program is designed on a 3-year rotating basis. The program allows a public school system to participate by developing a comprehensive arts education plan, activities to implement the plan and an evaluation of the plan. "the program."

SUMMARY

10 This amendment:

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1. Retains current law, proposed to be repealed by the bill, that provides that funds, if 12 given to the Maine Arts Commission as an endowment, must be invested by the Treasurer 13 of State according to the laws governing the investment of trust funds. It also provides 14 that endowment funds may be used only for the purposes for which the endowment is 15 established in accordance with the intent of the donor; and

2. Retains current law that requires the Maine Arts Commission to establish the Arts
in Education Program, but changes its name to the Arts Education Program and removes
unnecessary descriptive language: this program is described in a section of law not
amended by the bill.

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COMMITTEE AMENDMENT