

# MAINE STATE LEGISLATURE

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L.D. 773

Date: 5-15-19

(Filing No. H-266)

**EDUCATION AND CULTURAL AFFAIRS**

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**STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
129TH LEGISLATURE  
FIRST REGULAR SESSION**

COMMITTEE AMENDMENT "A" to H.P. 578, L.D. 773, Bill, "An Act Regarding Secondary School Education Concerning Sexual Activity and Sexual Assault"

Amend the bill by inserting after the title and before the enacting clause the following:

**Mandate preamble.** This measure requires one or more local units of government to expand or modify activities so as to necessitate additional expenditures from local revenues but does not provide funding for at least 90% of those expenditures. Pursuant to the Constitution of Maine, Article IX, Section 21, 2/3 of all of the members elected to each House have determined it necessary to enact this measure.'

**SUMMARY**

This amendment adds a mandate preamble.

**FISCAL NOTE REQUIRED  
(See attached)**

**COMMITTEE AMENDMENT**



# 129th MAINE LEGISLATURE

LD 773

LR 1850(02)

## An Act Regarding Secondary School Education Concerning Sexual Activity and Sexual Assault

Fiscal Note for Bill as Amended by Committee Amendment *Am (H-266)*  
Committee: Education and Cultural Affairs  
Fiscal Note Required: Yes

### Fiscal Note

State Mandate - Exempted

#### State Mandates

Required Activity	Unit Affected	Local Cost
Requires that instruction involving affirmative consent, communication and decision making regarding sexual activity and the effects of alcoholic drinks, stimulants and narcotics on the ability to give affirmative consent, communicate and make appropriate decisions be included in a secondary school's course of study in health, safety and physical education.	School	Moderate statewide

Pursuant to the Mandate Preamble, the two-thirds vote of all members elected to each House exempts the State from the constitutional requirement to fund 90% of the additional costs.

#### Fiscal Detail and Notes

Additional costs to the Department of Education to include affirmative consent, communication and decision making regarding sexual activity and the effects of alcoholic drinks, stimulants and narcotics on the ability to give affirmative consent in the commissioner's review of the content standards and performance indicators for the health, physical education and wellness content area beginning in the 2019-2020 school year can be absorbed within existing budgeted resources.