

# MAINE STATE LEGISLATURE

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Amendment Name: Amendment CA (H-805) (LD 2076 2020)

Date: 8/5/2020



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Date: (Filing No. H- )

**EDUCATION AND CULTURAL AFFAIRS**

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**STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
129TH LEGISLATURE  
SECOND SPECIAL SESSION**

COMMITTEE AMENDMENT “ ” to H.P. 1477, L.D. 2076, “Resolve, Regarding Legislative Review of Portions of Chapter 40: Rule for Medication Administration in Maine Schools, a Major Substantive Rule of the Department of Education”

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

**'Sec. 1. Adoption. Resolved:** That final adoption of portions of Chapter 40: Rule for Medication Administration in Maine Schools, a provisionally adopted major substantive rule of the Department of Education that has been submitted to the Legislature for review pursuant to the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A within the rule acceptance period, is authorized only if the following change is made:

1. The rule must be amended in Section 4, paragraph F, subparagraph c, which governs procedures for medication administration on school field trips and off-campus events for a child who holds a written certification for the medical use of marijuana, to provide specifically that in accordance with Title 20-A, section 6306, a child who holds a written certification for the medical use of marijuana under Title 22, section 2423-B may not be denied eligibility to attend school solely because the child requires medical marijuana in a nonsmokeable form as a reasonable accommodation necessary for the child to attend school. The rule must also be amended to provide that it is the duty of the school administrative unit to know what the applicable state law is with respect to medical marijuana for any out-of-state trip.'

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

**SUMMARY**

This amendment provides that final adoption of portions of Chapter 40: Rule for Medication Administration in Maine Schools, a provisionally adopted major substantive

**COMMITTEE AMENDMENT**

COMMITTEE AMENDMENT “ ” to H.P. 1477, L.D. 2076

1 rule of the Department of Education, is authorized only if the department incorporates  
2 specific amendments to the rule prior to final adoption.

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**FISCAL NOTE REQUIRED**

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**(See attached)**



# 129th MAINE LEGISLATURE

LD 2076

LR 3185(02)

**Resolve, Regarding Legislative Review of Portions of Chapter 40: Rule for Medication Administration in Maine Schools, a Major Substantive Rule of the Department of Education**

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

**Committee: Education and Cultural Affairs**

**Fiscal Note Required: Yes**

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## Fiscal Note

Minor cost increase - General Fund

### Fiscal Detail and Notes

Additional costs to the Department of Education to make the required changes to Chapter 40: Rule for Medication Administration in Maine Schools can be absorbed within existing budgeted resources.