

MAINE STATE LEGISLATURE

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STATE OF MAINE
114TH LEGISLATURE
SECOND REGULAR SESSION



BILL SUMMARIES
JOINT STANDING COMMITTEE
ON
EDUCATION

JUNE 1990

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**One Hundred and Fourteenth Legislature
Second Regular Session**

**Joint Standing Committee
Bill Summaries**

June 1990

This document is a compilation of the bill summaries prepared by this office for the Joint Standing Committees and Joint Select Committees of the Maine Legislature. The summaries are arranged by LD number for each committee.

All Adopted Amendments are listed, by paper number (e.g., H-584 or S-222), together with the sponsor for floor amendments. Final action is listed to the right of the title. Committee Reports and Floor Action are abbreviated as follows:

OTP
OTP-ND
OTP-ND-NT
OTP-A
ONTP
LVWD
INDEF PP

Ought to Pass
Ought to Pass in New Draft
Ought to Pass in New Draft, New Title
Ought to Pass as Amended
Ought Not to Pass
Leave to Withdraw
Indefinitely Postponed

Each individual summary was prepared by the analyst or analysts assigned to the committee. But, this document was produced by the efforts of all the office staff, including secretaries: Charlene Raymond, and Valarie Parlin, and especially Laurette Knox who coordinated preparation of the overall document.

Please give us your suggestions and comments on these summaries and tell us of any inaccuracies.

SPONSOR(S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
FARNSWORTH BUSTIN HICKEY BRANNIGAN	OTP-AM	H-862

SUMMARY

LD 2057 requires driver education schools and programs to instruct students on the state laws regarding handicapped parking facilities and their purpose and function.

Committee Amendment "A" (H-862) makes minor changes in the wording of the original requirement, including the addition of a requirement to include information about local ordinances as well as state laws. The amendment also extends the teaching requirement to the defensive driving courses offered by the Department of Public Safety to assure that experienced drivers are also educated about the needs of handicapped persons.

**LD 2068 An Act Relating to Services to Infants and Young Children,
Ages 0 through 5, Who Are Handicapped or at Risk for
Developmental Delay**

SPONSOR(S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
GILL ESTES MERRILL RYDELL	OTP-AM	H-1032 CROWLEY S-592 S-723 PEARSON

SUMMARY

LD 2068 clarifies the obligation of the Child Development Services System, created last year in PL 1989, chapter 499, to comply with the federal Family Educational Rights and Privacy Act of 1974 regarding information on children served through that system.

Committee Amendment "A" (S-592) retains the provisions of the original bill and makes several additions to the bill including: redefining important terms; changing the status of the Interdepartmental Coordinating Committee for Preschool Handicapped Children (ICCPHC) from an advisory board to a policy-making board with rule-making authority in conformity with the board's actual responsibilities; providing for administration of the central system office of the Child Development Services System; requiring an annual report to the Joint Standing Committee on Education by the system; clarifying the appointment process for representatives of the local coordinating committees to the ICCPHC and applying state conflict of interest laws to the ICCPHC. This amendment also establishes a schedule for the provision of screening, evaluation, referral and special education services to handicapped children and children at-risk for developmental delay in the 0 through 5 age range. This amendment would have repealed the application of the municipal public employees labor relations laws to the collective bargaining negotiations of the Child Development Services System on March 15, 1992. Finally, this amendment adds a fiscal note and establishes an implementation process for the provisions of the bill.

House Amendment "A" (H-1032) to Committee Amendment "A" removes the repeal of the application of the municipal public employees labor relations laws to the collective bargaining negotiations of the Child Development Services System. This amendment also removes the provision of the amendment allowing the Joint Standing Committee on Education to introduce legislation on either the costs of implementing these special education services or regarding per diem compensation for public members of the ICCPHC and the

Local coordinating committees to the 115th Legislature. Instead, this amendment permits the Child Development Services System to present recommendations and legislation regarding these two items as well as regarding the status of collective bargaining negotiations for the system in its 1991 annual report.

Senate Amendment "B" (S-723) to Committee Amendment "A" removes the language requiring special education services in addition to those required by federal law so that the state law requires only those services mandated by federal law. This amendment also amends the fiscal note.

LD 2084 An Act to Strengthen Drug Abuse Services for Children of School Age

PUBLIC 708

SPONSOR(S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
WEBSTER M SMALL MACBRIDE RANDALL	OTP-AM	H-840

SUMMARY

LD 2084 authorizes a school superintendent to require a student found using illegal drugs or alcohol on school grounds to attend a substance abuse program offered by the school. The superintendent may request the student's parents to attend the program with their child and may compel their attendance by obtaining a court order.

Committee Amendment "A" (H-840) replaces the original bill, but retains the option of requiring students found using illegal drugs or alcohol on school grounds to attend a substance abuse program offered by the school. The amendment clarifies that the services are to be diagnostic, educational or supportive in nature and that, where required, participation is to be based on written school procedures, policies and rules. The parents or guardians of a student required to participate in such services are to be notified and may be requested to participate in the program.

LD 2138 An Act to Amend and Improve the Education Laws of Maine

PUBLIC 911

SPONSOR(S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
GILL ESTES NORTON HANDY	OTP-AM	H-1134 CARTER S-534

SUMMARY

LD 2138 is the department's omnibus bill. It would have provided for a Bureau of Administration and for an associate commissioner for that bureau within the department. It would have restored the local matching requirement for existing early childhood education plans grants programs that was eliminated last session in the expectation of additional funds. It extends to the families of home-schooled students the same general protection against disclosure enjoyed by the families of public school students. It would have required selected schools to participate in the National Assessment of Educational Progress Program beginning in school year 1991. It corrects a cross-reference. It broadens the eligibility for a Blaine House Scholarship. It provides for the proration of tuition rates for programs for students in long-term day treatment centers if the program is approved to operate beyond the 180-day school year.

Committee Amendment "A" (S-534) deletes sections of the original bill that proposed to establish a Bureau of Administration, require participation in the National Assessment of Educational Progress Program and require matching participation by local school units in early childhood plans grants programs instituted last year. The amendment makes technical changes to clarify the provisions in the original bill applying