

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied  
(searchable text may contain some errors and/or omissions)

STATE OF MAINE  
114TH LEGISLATURE  
SECOND REGULAR SESSION



BILL SUMMARIES  
JOINT STANDING COMMITTEE  
ON  
EDUCATION

JUNE 1990

Staff:

David C. Elliott, Principal Analyst  
Deborah C. Friedman, Legislative Analyst

Office of Policy and Legal Analysis  
Room 101, State House Station 13  
Augusta, ME 04333  
(207) 289-1670

MEMBERS:

\*Sen. Stephen C. Estes  
Sen. Stephen M. Bost  
Sen. Barbara A. Gill

\*Rep. Nathaniel J. Crowley, Sr.  
Rep. James R. Handy  
Rep. William B. O'Gara  
Rep. Marge L. Kilkelly  
Rep. Judy Paradis  
Rep. James V. Oliver  
Rep. John O'Dea  
Rep. Mary E. Small  
Rep. Omar P. Norton  
Rep. Wendy L. Ault

\*Denotes Chair

MARTHA E. FREEMAN, DIRECTOR  
WILLIAM T. GLIDDEN, PRINCIPAL ANALYST  
JULIE S. JONES, PRINCIPAL ANALYST  
DAVID C. ELLIOTT, PRINCIPAL ANALYST  
GILBERT W. BREWER  
TODD R. BURROWES  
GRO FLATEBO  
DEBORAH C. FRIEDMAN  
JOHN B. KNOX



STATE OF MAINE  
OFFICE OF POLICY AND LEGAL ANALYSIS  
ROOM 101/107/135  
STATE HOUSE STATION 13  
AUGUSTA, MAINE 04333  
TEL.: (207) 289-1670

PATRICK NORTON  
HARTLEY PALLESCHI  
MARGARET J. REINSCH  
PAUL J. SAUCIER  
JOHN R. SELSER  
HAVEN WHITESIDE  
JILL IPPOLITI, RES. ASST.  
BARBARA A. MCGINN, RES. ASST.  
BRET A. PRESTON, RES. ASST.

**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	Ought to Pass
OTP-ND	Ought to Pass in New Draft
OTP-ND-NT	Ought to Pass in New Draft, New Title
OTP-A	Ought to Pass as Amended
ONTP	Ought Not to Pass
LVWD	Leave to Withdraw
INDEF PP	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.

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**

<b>SPONSOR(S)</b>	<b>COMMITTEE REPORT</b>	<b>AMENDMENTS ADOPTED</b>
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**

<b>SPONSOR(S)</b>	<b>COMMITTEE REPORT</b>	<b>AMENDMENTS ADOPTED</b>
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

the United States Family Education Rights and Privacy Act of 1974 to home schools and adds a section to the bill removing a conflict between 2 laws enacted last year. Finally, the amendment adds a section to the bill that establishes new maximum school construction debt service limits for the fiscal years 1993 and 1994 of \$69,500,000 and \$74,500,000 respectively, and amends the existing debt service limit for 1992 to \$65,000,000.

House Amendment "A" (H-1134) to Committee Amendment "A" changes the maximum debt service limit for fiscal years 1993 and 1994 to \$67,000,000 and changes the fiscal note accordingly. The amendment also adds language to encourage the State Board of Education to study school construction rules and report to the Joint Standing Committee on Education during the First Regular Session of the 115th Legislature.

**LD 2142 An Act to Amend the Percent for Art Act**

**PUBLIC 912**

<b>SPONSOR(S)</b>	<b>COMMITTEE REPORT</b>	<b>AMENDMENTS ADOPTED</b>
GILL	OTP-AM	S-521
BOST		S-528 BUSTIN
FOSTER		S-726 PEARSON
PARADIS J		

**SUMMARY**

LD 2142 repeals the sunset provision on the 1987 amendments to the Percent for Art Program. Those amendments remove the ceiling on the amount of funds dedicated to art for all public building projects except school construction, change the definition of "works of art", and makes other miscellaneous changes.

The Committee Amendment (S-521) added a fiscal note and amended the title.

Senate Amendment "A" (S-528) corrects a spelling error in the bill. Senate Amendment "B" (S-726) exempts correctional facilities from the Percent for Art program.

**LD 2216 An Act to Coordinate and Consolidate Student Financial Assistance Services under the Finance Authority of Maine (Reported Pursuant to Public Law 1989, Chapter 559)**

**PUBLIC 698  
EMERGENCY**

<b>SPONSOR(S)</b>	<b>COMMITTEE REPORT</b>	<b>AMENDMENTS ADOPTED</b>
	OTP-AM	S-484

**SUMMARY**

This bill was introduced by the Education Committee based on recommendations of the Student Financial Aid Transition Advisory Committee. It begins implementation of the comprehensive, consolidated program of student financial assistance under the umbrella of the Finance Authority of Maine which was established in the First Session with the enactment of PL c. 559. The bill also provides for continuation of the work of the Transition Advisory Committee to make recommendations to complete implementation of the financial aid program by FAME, including the supplemental loan program, the loan of last resort and the counseling and outreach program.

The Committee Amendment (S-484) provides for the Attorney General to furnish legal services to FAME, for the transfer of appropriations to FAME at the beginning of the fiscal year and the transfer of employees from the Department of Education to FAME. The amendment makes other technical changes necessary for the transfer of student financial aid programs to FAME.