

# MAINE STATE LEGISLATURE

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**STATE OF MAINE  
115TH LEGISLATURE**

**SECOND REGULAR SESSION**

**BILL SUMMARIES  
JOINT STANDING COMMITTEE  
ON  
EDUCATION**

**MAY 1992**

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**ONE HUNDRED AND FIFTEENTH LEGISLATURE  
SECOND REGULAR SESSION**

**JOINT STANDING COMMITTEE  
BILL SUMMARIES**

**MAY 1992**

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 volume is organized alphabetically by committee; within each committee, the summaries are arranged by LD number. A subject index is provided at the beginning of each committee's summaries.

All adopted amendments are listed, by paper number (e.g., H-584 or S-222), together with the sponsor for floor amendments. Final action on each bill is listed to the far right of the title. Various types of final action are abbreviated as follows:

PUBLIC XXX  
P&S XXX  
RESOLVE XXX  
CON RES XXX  
EMERGENCY  
CARRIED OVER

ONTP  
LVWD  
INDEF PP  
FAILED EMERGENCY ENACTMENT  
DIED BETWEEN BODIES  
CONF CMTE UNABLE TO AGREE  
VETO SUSTAINED  
UNSIGNED  
DIED ON ADJOURNMENT

Chapter # of enacted Public Law  
Chapter # of enacted Private & Special Law  
Chapter # of enacted Resolve  
Chapter # of Constitutional Resolution passed by both Houses  
Enacted law takes effect sooner than 90 days  
Bill carried over to Special Session  
Ought Not to Pass report accepted  
Leave to Withdraw report accepted  
Bill Indefinitely Postponed  
Emergency bill failed to get 2/3 vote  
House and Senate disagree; bill died  
Committee of Conference formed but unable to agree  
Legislature filed to override Governor's Veto  
Not signed by Governor within 10 days  
Action incomplete when session ended; bill died

These summaries were 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, especially Laurette Knox who coordinated preparation of the overall document.

If you have any suggestions or comments on these summaries, please let us know.

birth and 6 years of age who have disabilities and for providing services for those children in an efficient, coordinated and cost-effective manner. The bill also addresses the federal mandate under Public Law 99-457, the Individuals with Disabilities Education Act, which requires that children 3 years of age and older and under 6 years of age with disabilities be afforded a free and appropriate public education in the least restrictive environment.

The bill recreates the Interdepartmental Coordinating Committee for Preschool Handicapped Children and designates it as Maine's so-called Part H Council, with the duties set forth in 34 Code of Federal Regulations 303.650.

The bill establishes a new Early Intervention Governing Committee and empowers that committee to direct the participating state agencies in allocating funds for purposes related to early intervention.

The bill details and clarifies the responsibilities and organization of the local coordinating committees and specifies the scope of authority of the child development services site directors and of the Child Development Services System Central Office. The bill also establishes fiscal management policies.

Committee Amendment "A" (S-679) replaces the original bill. It changes the Child Development Services System by directing the boards of directors of the local coordinating committees under former chapter 307 to organize at the discretion of each board as a private nonprofit corporation or as an intermediate educational unit. It establishes a state level intermediate educational unit under the supervision of the Department of Education to perform certain state duties required by state and federal law. It also establishes the Interdepartmental Coordinating Council for Early Intervention as an advisory body to the Commissioner of Education and adds a fiscal note.

House Amendment "A" (H-1274) strikes a provision in the Committee Amendment that erroneously identifies employees of the state intermediate education unit as state employees.

The amendment adjusts the method of allocating funds to regional sites for fiscal year 1992-93 by directing the Department of Education and the boards of directors of the 16 regional sites to jointly develop, by April 30, 1992, a method of allocating funds among the 16 sites. The method of allocation must include a base allocation for the operation of each regional site.

The amendment also strikes a provision that limits the number of regional sites that may seek reimbursement for targeted case management to 8 sites.

Senate Amendment "A" (S-716) provides a proper reference to regional intermediate educational units for the purpose of defining public employer under the labor laws.

House Amendment "B" (H-1295) adds an emergency preamble and emergency clause so that the Department of Education and regional sites of the Child Development Services System may immediately develop a method to fund the regional sites for fiscal year 1992-93.

## **LD 2375      An Act Relating to the Arthur R. Gould School**

PUBLIC 764

### **SPONSOR(S)**

ANTHONY  
GILL  
ESTES  
OLIVER

### **COMMITTEE REPORT**

OTP-AM

### **AMENDMENTS ADOPTED**

H-1067

### **SUMMARY**

The original bill clarifies that the Arthur R. Gould School, located at the Maine Youth Center in South Portland, is subject to the same education requirements as Maine public schools and private schools

approved for tuition purposes. It grants authority for governing the school to a 5-member board of trustees and creates a policy review council to recommend and review education policy at the school. The bill also requires that sending school administrative units provide tuition payments for students committed to the youth center who attend the school.

Committee Amendment "A" (H-1067) deletes the provisions that establish a board of trustees and that require sending schools to contribute tuition payments to the Arthur R. Gould School. The amendment also adds a fiscal note.

**LD 2408      An Act to Implement the Recommendations of the Advisory  
Committee on Medical Education**

**PUBLIC 832**

**SPONSOR(S)**  
CROWLEY  
ESTES

**COMMITTEE REPORT**  
OTP-AM

**AMENDMENTS ADOPTED**  
H-1167

**SUMMARY**

This bill is the result of the report of the Advisory Committee on Medical Education, dated January 15, 1992. The bill:

1. Sets a date after which there will no longer be participants in the existing postgraduate medical education program.
2. Clarifies that changes made by the First Regular Session of the 115th Legislature to the forgiveness provisions of the state contract program apply to all participants enrolled in that program.
3. Repeals the existing directive for purchasing positions for Maine students at institutions of medical education effective December 31, 1992. Contracts existing on that date remain in effect.
4. Repeals the requirement of an annual recruitment plan after the effective date of the new programs.
5. Repeals the existing Advisory Committee on Medical Education and reenacts a new committee under the new program.
6. Terminates the use of the existing Osteopathic Loan Program for new students effective for academic years beginning in 1993-94.
7. Establishes 2 new programs administered by the Finance Authority of Maine with 2 main goals: ensuring access to medical education for qualified Maine residents and ensuring sufficient primary health care practitioners in the State.

Under the Access to Medical Education Program, the Chief Executive Officer of the Finance Authority of Maine shall purchase up to 20 positions annually at schools of allopathic and osteopathic medicine to an aggregate of 80 positions to provide access to medical education for qualified Maine students. Positions for veterinary, optometry and dentistry students, provided in the prior program, are eliminated. Contract students in the program must agree to take training designed to encourage their practice of medicine in rural areas of the State and in areas experiencing a shortage in health care professionals.

The Loans for Medical Education Program in this bill establishes a need-based loan program designed to encourage Maine students to commence primary health care practices in the State on completion of their medical education.