

MAINE STATE LEGISLATURE

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**STATE OF MAINE
119TH LEGISLATURE**

SECOND REGULAR SESSION

**BILL SUMMARIES
JOINT STANDING COMMITTEE
ON
EDUCATION AND CULTURAL AFFAIRS**

JULY 2000

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ONE HUNDRED NINETEENTH LEGISLATURE
SECOND REGULAR SESSION

Summary Of Legislation Before The Joint Standing Committees
July 2000

We are pleased to provide this summary of bills that were considered by the Joint Standing and Select Committees of the Maine Legislature this past session. The document is a compilation of bill summaries which describe each bill and relevant amendments, as well as the final action taken. Also included are statistical summaries of bill activity this session for the Legislature and each of its joint standing and select committees.

The document is organized for convenient reference to information on bills considered by the committees. It is organized by committees and within committees by bill (LD) number. The committee report(s), prime sponsor for each bill and the lead co-sponsor(s), if designated, are listed below each bill title. All adopted amendments are listed by paper number. Two indices, a subject index and a numerical index by LD number are provided for easy reference to bills. They are located at the back of the document. A separate publication, History and Final Disposition of Legislative Documents, may also be helpful in providing information on the disposition of bills. These bill summaries also are available at the Law and Legislative Reference Library and on the Internet (www.state.me.us/legis/opla).

Final action on each bill is noted to the right of the bill title. The abbreviations used for various categories of final action are as follows:

<i>CON RES XXX</i>	<i>Chapter # of Constitutional Resolution passed by both Houses</i>
<i>CONF CMTE UNABLE TO AGREE</i>	<i>Committee of Conference unable to agree; bill died</i>
<i>DIED BETWEEN BODIES</i>	<i>House & Senate disagree; bill died</i>
<i>DIED IN CONCURRENCE</i>	<i>One body accepts ONTP report; the other indefinitely postpones the bill</i>
<i>DIED ON ADJOURNMENT</i>	<i>Action incomplete when session ended; bill died</i>
<i>EMERGENCY</i>	<i>Enacted law takes effect sooner than 90 days</i>
<i>FAILED EMERGENCY ENACTMENT/FINAL PASSAGE</i>	<i>Emergency bill failed to get 2/3 vote</i>
<i>FAILED ENACTMENT/FINAL PASSAGE</i>	<i>Bill failed to get majority vote</i>
<i>FAILED MANDATE ENACTMENT</i>	<i>Bill imposing local mandate failed to get 2/3 vote</i>
<i>NOT PROPERLY BEFORE THE BODY</i>	<i>Ruled out of order by the presiding officers; bill died</i>
<i>INDEF PP</i>	<i>Bill Indefinitely Postponed</i>
<i>ONTP</i>	<i>Ought Not To Pass report accepted</i>
<i>OTP ND</i>	<i>Committee report Ought To Pass In New Draft</i>
<i>OTP ND/NT</i>	<i>Committee report Ought To Pass In New Draft/New Title</i>
<i>P&S XXX</i>	<i>Chapter # of enacted Private & Special Law</i>
<i>PUBLIC XXX</i>	<i>Chapter # of enacted Public Law</i>
<i>RESOLVE XXX</i>	<i>Chapter # of finally passed Resolve</i>
<i>UNSIGNED</i>	<i>Bill held by Governor</i>
<i>VETO SUSTAINED</i>	<i>Legislature failed to override Governor's Veto</i>

Please note the effective date for all non-emergency legislation enacted in the Second Regular Session (unless otherwise specified in a particular law) is August 11, 2000.

David E. Boulter, Director
 Offices Located in the State House, Rooms 101 & 107

LD 933

**An Act to Permit the Submission of Citizens' Initiatives and
Citizens' Vetoes to School Districts**

ONTP

Sponsor(s)
GLYNN

Committee Report
ONTP

Amendments Adopted

LD 933 was carried over from the First Regular Session and proposed a direct initiative and people's veto process for school policies and rules to be exercised by the voters of any school unit. The processes proposed are similar to those available under the Constitution of Maine for initiation and veto of legislation by the voters of the State.

LD 1261

**An Act to Require the Training of School Personnel Who
Administer Medications**

PUBLIC 669

Sponsor(s)
PENDLETON

Committee Report
OTP-AM

Amendments Adopted
S-634

LD 1261 was carried over from the First Regular Session and proposed to require unlicensed school personnel to be trained before administering medication to students in Maine's public schools and approved private schools.

Committee Amendment "A" (S-634) proposed to replace the bill, add a mandate preamble and accomplish the following.

1. It proposed to require the Commissioner of Education to adopt or amend rules for the administration of medication to students in public or approved private schools. These rules must follow the training model and use the training manual developed by the School Health Advisory Committee.
2. It proposed to require public or approved private schools to develop written local policies and procedures for administering medication by the start of the 2001-02 school year; local policies must include a requirement that all unlicensed personnel who administer medications receive training before they are authorized to do so.
3. It proposed to provide that these requirements be added to the standards for basic school approval. These state rules and local policies and procedures must be developed and implemented for the start of the 2001-02 school year.
4. It proposed to add a fiscal note to the bill.

Enacted law summary

Public Law 1999, chapter 669 requires public and approved private schools to develop written local policies and procedures for administering medication by the start of the 2001-02 school year; local policies must include a requirement that all unlicensed personnel who administer medications receive training before they are authorized to do so. The law also adds these requirements to the standards for basic school approval; and requires the Commissioner of Education to adopt or amend rules for the administration of

medication to students in public or approved private schools based on the training model and the training manual developed by the School Health Advisory Committee.

LD 1305

An Act to Establish and Fund Conflict Resolution Education Programs in the Public Schools

PUBLIC 781

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
WATSON LONGLY	OTP-AM	H-1005 S-746 MICHAUD

LD 1305 was carried over from the First Regular Session and proposed to create a grant program within the Department of Education to encourage conflict resolution education programs in public elementary and secondary schools. Under this proposed bill, the programs may include peer mediation programs and may be directed at students and teachers, administrators and other staff.

Committee Amendment "A" (H-317) proposed to implement part of the recommendations of the Commission to Study Providing Educators with More Authority to Remove Violent Students from Educational Settings. This amendment is the majority report of the committee and proposed to change the title of the bill. The amendment further proposed to direct and provide funding for the Department of Education to provide technical assistance to schools in developing violence prevention and intervention training for educators, staff and students that emphasize conflict resolution education, peer mediation and early identification and response to signs of violence. The amendment also proposed to establish a grant program to be administered by the Department of Education to support the establishment of conflict resolution and peer mediation programs in schools. Finally, the amendment proposed to provide funding support for the Attorney General's Civil Rights Team Project.

Committee Amendment "B" (H-1005), the majority report of the committee, proposed to implement one of the recommendations of the Commission to Study Providing Educators with More Authority to Remove Violent Students from Educational Settings. The amendment proposed to direct and provide funding for the Department of Education to provide technical assistance to schools in developing violence prevention and intervention training for educators, staff and students that emphasizes conflict resolution education, peer mediation and early identification and response to signs of violence. The amendment also proposed to establish a grant program to be administered by the Department of Education to support the establishment of conflict resolution and peer mediation programs in schools.

The amendment also proposed to add an appropriation and a fiscal note to the bill.

Senate Amendment "A" to Committee Amendment "B" (S-746) proposed to reduce the amount appropriated for school conflict resolution programs from \$100,000 to \$50,000, and proposed to clarify that the appropriation provides one-time funds.

Enacted law summary

Public Law 1999, chapter 781 implements one of the recommendations of the Commission to Study Providing Educators with More Authority to Remove Violent Students from Educational Settings. The law directs the Department of Education to provide technical assistance to schools in developing violence prevention and intervention training for educators, staff and students that emphasizes conflict resolution