

MAINE STATE LEGISLATURE

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**STATE OF MAINE
119TH LEGISLATURE**

FIRST REGULAR SESSION

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

JULY 1999

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Sen. Robert E. Murray, Jr.

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ONE HUNDRED NINETEENTH LEGISLATURE
FIRST REGULAR SESSION

Summary Of Legislation Before The Joint Standing and Select Committees
August 1999

We are pleased to provide this summary of all 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:

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

Please note the effective date for all non-emergency legislation enacted in the First Regular Session (unless otherwise specified in a particular law) is September 18, 1999.

The cushion would be funded by reducing excess subsidies that would otherwise go to those units whose gains exceed a maximum percentage annually calculated by the Commissioner of Education at the rate necessary to pay the cushion subsidies.

LD 1635

Resolve, Regarding Results-based Certification for Teachers

RESOLVE 46

<u>Sponsor(s)</u> MITCHELL B WATSON	<u>Committee Report</u> OTP-AM	<u>Amendments Adopted</u> H-542 BRENNAN S-170
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LD 1635 proposed to replace the current course-based standards for provisional certification of beginning teachers with 10 performance-based standards in which competency must be demonstrated before issuance of the provisional certification in order to implement the recommendations of the Advisory Committee on Results-based Initial Certification of Teachers.

Committee Amendment "A" (S-170) proposed to replace the bill with a resolve directing the State Board of Education and the Department of Education to develop a plan for implementation of results-based initial certification for teachers and to report to the Joint Standing Committee on Education and Cultural Affairs by January 15, 2000. The amendment also proposed that the State Board of Education and the Department of Education study the feasibility of results-based recertification of teachers and to report to the Joint Standing Committee on Education and Cultural Affairs by January 15, 2000.

House Amendment "A" to Committee Amendment "A" (H-542) proposed to change the reporting dates.

Enacted law summary

Resolves 1999, chapter 46 directs the State Board of Education and the Department of Education to develop a plan for implementation of results-based initial certification for teachers and to report to the Joint Standing Committee on Education and Cultural Affairs by January 14, 2000. The resolve also directs the State Board of Education and the Department of Education to study the feasibility of results-based recertification of teachers and to report to the Joint Standing Committee on Education and Cultural Affairs by January 14, 2000.

LD 1646

An Act to Amend Due Process Hearings for Exceptional Students

ONTP

<u>Sponsor(s)</u> DAVIDSON	<u>Committee Report</u> ONTP	<u>Amendments Adopted</u>
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LD 1646 proposed that the Department of Education pay the cost to the school administrative unit of an appeal by a parent or guardian from a due process hearing decision regarding the identification, evaluation or educational program of a special education student if the original decision favored the school administrative unit.