

MAINE STATE LEGISLATURE

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*State Of Maine
120th Legislature*

First Regular Session

Bill Summaries

*Joint Standing Committee
on
Education and Cultural Affairs*

August 2001

Members:

Sen. Betty Lou Mitchell, Chair

Sen. John M. Nutting

Sen. Margaret Rotundo

Rep. Shirley K. Richard, Chair

Rep. Mabel J. Desmond

Rep. James G. Skoglund

Rep. Elizabeth Watson

Rep. Stephen C. Estes

Rep. Glenn Cummings

Rep. Vaughn A. Stedman

Rep. Mary Black Andrews

Rep. Carol Weston

Rep. Mary Ellen Ledwin

Rep. Donald G. Soctomah

Staff:

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120th Legislature
First Regular Session

Summary Of Legislation Before The Joint Standing Committees
August 2001

Enclosed please find a summary of all bills, resolves, joint study orders, joint resolutions and Constitutional resolutions that were considered by the joint standing 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 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*
FAILED EMERGENCY ENACTMENT/FINAL PASSAGE..... *Emergency bill failed to get 2/3 vote*
FAILED ENACTMENT/FINAL PASSAGE..... *Bill failed to get majority vote*
FAILED MANDATE ENACTMENT..... *Bill imposing local mandate failed to get 2/3 vote*
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 21, 2001**.

David E. Boulter, Director
 Offices Located in the State House, Rooms 101/107/135

Joint Standing Committee on Education and Cultural Affairs

Resolve 2001, chapter 41 was finally passed as an emergency measure effective May 29, 2001.

LD 1783 **Resolve, Regarding Legislative Review of Chapter 60: New School Siting Approval, a Major Substantive Rule of the Department of Education** **RESOLVE 47 EMERGENCY**

<u>Sponsor(s)</u>		<u>Committee Report</u>		<u>Amendments Adopted</u>
		OTP		

LD 1783 proposed to approve Chapter 60: New School Siting Approval, a major substantive rule of the State Board of Education within the Department of Education.

Enacted law summary

Resolve 2001, chapter 47 approves Chapter 60: New School Siting Approval, a major substantive rule of the State Board of Education within the Department of Education.

Resolve 2001, chapter 47 was finally passed as an emergency measure effective June 5, 2001.

LD 1797 **Resolve, to Establish the Blue Ribbon Commission on Postsecondary Educational Attainment** **RESOLVE 66 EMERGENCY**

<u>Sponsor(s)</u>		<u>Committee Report</u>		<u>Amendments Adopted</u>
MICHAUD MH SAXL		OTP-AM		S-314 S-389 GOLDTHWAIT

LD 1797, a resolve, proposed to create the Blue Ribbon Commission on Postsecondary Educational Attainment to study the impact of improving postsecondary educational attainment on the State's economy, assess the success of current efforts to improve educational attainment. The commission would submit its report, together with a plan to improve the State's levels of associate's degree and bachelor's degree attainment and any necessary implementing legislation, to the Second Regular Session of the 120th Legislature.

Committee Amendment "A" (S-314) proposed to revise the membership of the commission and change the title of the resolve to accurately state the name of the blue ribbon commission created by the resolve. The amendment also proposed to add an appropriation section and a fiscal note to the resolve.

Senate Amendment "A" (S-389) proposed to provide that the President of the Senate and the Speaker of the House of Representatives, rather than the Governor, make the 6 appointments of public members to the Blue Ribbon Commission on Postsecondary Educational Attainment. It also proposed to change the report date from February 1, 2002 to December 5, 2001. The amendment also proposed to remove the General Fund appropriation, which is included in the Part II budget.

Joint Standing Committee on Education and Cultural Affairs

Enacted law summary

Resolve 2001, chapter 66 creates the Blue Ribbon Commission on Postsecondary Educational Attainment to study the impact of improving postsecondary educational attainment on the State's economy, and assess the success of current efforts to improve educational attainment. The commission is to submit its report, together with a plan to improve the State's levels of associate's degree and bachelor's degree attainment and any necessary implementing legislation, to the Second Regular Session of the 120th Legislature.

Resolve 2001, chapter 66 was finally passed as an emergency measure effective June 28, 2001.

LD 1802 **Resolve, Regarding Legislative Review of Chapter 115, Part I, Section 8.5: Targeted Need Certificate, a Major Substantive Rule of the State Board of Education** **RESOLVE 48
EMERGENCY**

<u>Sponsor(s)</u>		<u>Committee Report</u> OTP		<u>Amendments Adopted</u>
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LD 1802 proposed to approve Chapter 115, Part I, Section 8.5: Targeted Need Certificate, a major substantive rule of the Department of Education, State Board of Education.

Enacted law summary

Resolve 2001, chapter 48 approves Chapter 115, Part I, Section 8.5: Targeted Need Certificate, a major substantive rule of the Department of Education, State Board of Education.

Resolve 2001, chapter 48 was finally passed as an emergency measure effective June 5, 2001.

LD 1805 **An Act to Amend the Charter of Bates College** **P & S 28**

<u>Sponsor(s)</u> ROTUNDO O'BRIEN L		<u>Committee Report</u> OTP		<u>Amendments Adopted</u>
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LD 1805 proposed to amend the charter of Bates College as follows.

1. It gives the chairs and the vice-chairs of the board of fellows and the board of overseers the exclusive responsibility to preside over their respective meetings.
2. It authorizes the chair and the vice-chair of the board of fellows to serve as the chair and the vice-chair of the corporation, and for the chair of the board of fellows to preside over the executive committee. In the chair's absence, the vice-chair of the board of fellows and the chair and vice-chair of the board of overseers are authorized to preside over executive committee meetings.