

# MAINE STATE LEGISLATURE

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*State Of Maine  
122nd Legislature*

*Second Regular Session*

*Bill Summaries*

*Joint Standing Committee  
on  
Education and Cultural Affairs*

*July 2006*

**Members:**

*Sen. Elizabeth H. Mitchell, Chair*

*Sen. Elizabeth M. Schneider*

*Sen. Karl W. Turner*

*Rep. Jacqueline R. Norton, Chair*

*Rep. Edward D. Finch*

*Rep. Elaine Makas*

*Rep. Emily Ann Cain*

*Rep. Connie Goldman*

*Rep. Vaughn A. Stedman*

*Rep. Gerald M. Davis*

*Rep. Peter Edgecomb*

*Rep. Scott E. Lansley*

*Rep. Barbara E. Merrill*

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# Maine State Legislature



## Office of Policy and Legal Analysis Office of Fiscal and Program Review

### 122nd Maine Legislature Second Regular Session

#### Summary of Legislation Before The Joint Standing Committees

Enclosed please find a summary of all bills, resolves, joint study orders, joint resolutions and Constitutional resolutions that were considered by the joint standing 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 arranged alphabetically by committee name 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/billsumm.htm](http://www.state.me.us/legis/opla/billsumm.htm)).

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:

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
P&S XXX.....	Chapter # of enacted Private & Special Law
PASSED.....	Joint Order passed in both bodies
PUBLIC XXX.....	Chapter # of enacted Public Law
RESOLVE XXX.....	Chapter # of finally passed Resolve
UNSIGNED (Pocket Veto).....	Bill held by Governor
VETO SUSTAINED.....	Legislature failed to override Governor's Veto

Please note that the effective date for all non-emergency legislation enacted in the Second Regular Session (unless otherwise specified in a particular law) is August 23, 2006.

*Joint Standing Committee on Education and Cultural Affairs*

must be included as an adjustment to the state share provided to qualifying school administrative units in the determination of the state and local shares calculated in accordance with the Essential Programs and Services Funding Act.

5. It also provides that, in school year 2009-2010 and each subsequent school year, money from the state General Fund must be allocated to continue this adjustment for the minimum salary for certified teachers who were employed by qualifying school administrative units in school year 2008-2009 and who continue to be employed in the same school administrative units in the subsequent school year.
6. It indicates that it is the intent of the Legislature that the 123rd Legislature appropriate at least \$2,118,308 in fiscal year 2007-08 to carry out the purpose of the Maine Revised Statutes, Title 20-A, section 13406 and section 15689, subsection 7, paragraph C.
7. It also indicates that the intent of the Legislature is that the amount required to meet the employer share of teacher retirement costs attributable to achieving the minimum teacher salary in fiscal year 2006-07 and fiscal year 2007-08 be appropriated or allocated to the Maine State Retirement System in the appropriate fiscal year, including dedicating a portion of the targeted funds to implement a standards-based system in fiscal year 2006-07 to meet the employer share of teacher retirement costs attributable to achieving a \$27,000 minimum teacher salary in fiscal year 2006-07.
8. The law amends Public Law 2005, chapter 519, Part J to adjust the total allocation of funds to be distributed in fiscal year 2006-07 under the Essential Programs and Services Funding Act to include the minimum teacher salary.

**LD 1387**

**Resolve, To Promote Training Centers for Entrepreneurship**

**RESOLVE 210**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
RICHARDSON J MITCHELL	OTP-AM	H-482 S-666 ROTUNDO

LD 1387, which was carried over on the Special Appropriations Table by S.P. 640 to the next special or regular session of the 122nd Legislature, proposed to include entrepreneurship education principles in the next review of the system of learning results. It proposed to require the Chancellor of the University of Maine System and the President of the Maine Community College System to develop an entrepreneurship curriculum to be implemented at all University of Maine System and Maine Community College System campuses and to market community colleges as training centers for business owners and operators. This resolve also proposed to establish the Entrepreneurship Education Task Force comprised of the Commissioner of Education, Chancellor of the University of Maine System and the President of the Maine Community College System. This resolve further proposed to direct the Maine Community College System to implement a statewide entrepreneurship training program that covers key aspects of starting a business; and proposed an appropriation of \$370,000 over 2 years to make the program available to the widest possible audience.

**Committee Amendment “A” (H-482)** proposed to change the title of the resolve and remove the directives for curriculum development. It proposed to require that the Chancellor of the University of Maine System and the President of the Maine Community College System review course offerings relating to entrepreneurship and to promote their campuses as entrepreneur training centers. It also proposed to remove all the directives to the Commissioner of Education regarding entrepreneurship at the elementary and secondary levels.

## *Joint Standing Committee on Education and Cultural Affairs*

**Senate Amendment “A” to Committee Amendment “A” (S-666)** proposed to replace the resolve as amended by Committee Amendment “A”. It proposed to require that the University of Maine System and the Maine Community College System review course offerings relating to entrepreneurship and promote their campuses as entrepreneur training centers. It also proposed to require the Commissioner of Education, the Chancellor of the University of Maine System and the President of the Maine Community College System to meet regularly to review entrepreneurship education within elementary, secondary and postsecondary schools and to report on the state of entrepreneurship education in the State to the joint standing committee of the Legislature having jurisdiction over education and cultural affairs no later than February 1, 2007.

### ***Enacted law summary***

Resolve 2005, chapter 210 requires that the University of Maine System and the Maine Community College System review course offerings relating to entrepreneurship and promote their campuses as entrepreneur training centers. The resolve also requires the Commissioner of Education, the Chancellor of the University of Maine System and the President of the Maine Community College System to meet regularly to review entrepreneurship education within elementary, secondary and postsecondary schools and to report on the state of entrepreneurship education in the State to the joint standing committee of the Legislature having jurisdiction over education and cultural affairs no later than February 1, 2007.

**LD 1425**

### **An Act To Support the Efficient Implementation of Maine's Learning Results**

**PUBLIC 593**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
CUMMINGS	OTP-AM MAJ	H-913
WESTON	ONTP MIN	

LD 1425, which was carried over by H.P. 1203 to any special or regular session of the 122nd Legislature, proposed to provide financial support to existing nongovernmental education organizations that create and manage statewide and regional networks that provide Maine learning results implementation support and services to Maine educators and school systems.

**Committee Amendment “A” (H-913)**, which was the majority report of the Joint Standing Committee on Education and Cultural Affairs, proposed to strike and replace the bill to accomplish the following.

1. It proposed to alter the requirement that the Department of Education provide technical assistance to school administrative units in establishing their local assessment systems to clarify that the department should provide technical assistance in using assessments to inform teaching and learning.
2. It proposed to establish a moratorium for the 2006-2007 school year for those local assessment system activities that are designed to certify student achievement and clarifies that assessments that are used to inform teaching and learning are exempt from the moratorium.
3. It proposed to clarify that the moratorium established for the 2006-2007 school year for certain activities within each school administrative unit's local assessment system would not affect other statutory requirements related to the implementation of the system of learning results.