

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from electronic originals
(may include minor formatting differences from printed original)

STATE OF MAINE
124TH LEGISLATURE
FIRST REGULAR SESSION



Summaries of bills, adopted amendments and laws enacted or finally passed during the First Regular Session of the 124th Maine Legislature coming from the

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

July 2009

MEMBERS:

SEN. JUSTIN L. ALFOND, CHAIR
SEN. ELIZABETH M. SCHNEIDER
SEN. CAROL WESTON

REP. PATRICIA B. SUTHERLAND, CHAIR
REP. EDWARD D. FINCH
REP. ALAN M. CASAVANT
REP. RICHARD V. WAGNER
REP. STEPHEN D. LOVEJOY
REP. MARY PENNELL NELSON
REP. HELEN RANKIN
REP. DAVID E. RICHARDSON
REP. HOWARD E. MCFADDEN
REP. PETER B. JOHNSON

STAFF:

PHILLIP D. MCCARTHY, LEGISLATIVE ANALYST
JILL IPPOLITI, LEGISLATIVE ANALYST
OFFICE OF POLICY AND LEGAL ANALYSIS
13 STATE HOUSE STATION
AUGUSTA, ME 04333
(207) 287-1670

STATE OF MAINE

124TH LEGISLATURE
FIRST REGULAR SESSION



LEGISLATIVE DIGEST OF BILL SUMMARIES AND ENACTED LAWS

This *Legislative Digest of Bill Summaries and Enacted Laws* summarizes all bills and adopted amendments and all laws enacted or finally passed during the First Regular Session of the 124th Maine Legislature.

The *Digest* is arranged alphabetically by committee, and within each committee by LD number. The committee report(s), prime sponsor and lead co-sponsor(s), if designated, are listed below each bill title. All adopted amendments are summarized and listed by paper number. A subject index is included with each committee. The appendices include a summary of relevant session statistics, an index of all bills by LD number and an index of enacted laws by law type and chapter number.

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.....	Carried over to a subsequent session of the Legislature
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; bill died
ONTP (or Accepted ONTP report).....	Ought Not To Pass report accepted; bill died
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

The effective date for non-emergency legislation enacted in the First Regular Session of the 124th Legislature is September 12, 2009. The effective date for legislation enacted as an emergency measure is specified in the enacted law summary for those bills.

Joint Standing Committee on Education and Cultural Affairs

LD 521 An Act To Ensure Continued Support for Local Adult Education Programs

ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
CROCKETT P RAYE	ONTP	

This bill directs that the state subsidy for secondary school-age students enrolled in adult education courses is, in fact, used to support those courses.

LD 522 Resolve, To Establish the Study Commission Regarding Teachers' Compensation

**RESOLVE 138
EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
SUTHERLAND	OTP-AM MAJ ONTP MIN	H-420 S-317 BARTLETT

This resolve establishes the Study Commission Regarding Teachers' Salaries to investigate conditions affecting teachers' salaries in this State, which despite the enactment of a minimum teachers' salary law and substantial increases in general purpose aid for local schools in recent years have not kept pace with inflation and have declined in rank relative to other states in the nation. The resolve authorizes the commission to make findings and recommendations and to submit suggested legislation to ensure that all teachers are paid at rates that are commensurate with their experience, education, professional responsibilities and essential role in the development of the State's economy and human capital.

Committee Amendment "A" (H-420)

This amendment makes several revisions to the resolve pertaining to the membership of the proposed study commission. The amendment clarifies that the scope of the study commission review is teacher compensation, including teachers' salaries and benefits. The amendment also revises the duties of the study commission to reflect the broadened focus on teacher compensation systems and also includes an examination of the following items in the duties of the study commission:

1. Alternatives to the existing method of recognizing the costs of teachers' salaries based on education and experience;
2. Collective bargaining alternatives in determining salaries and benefits at the school administrative unit level; and
3. Any other factors that the commission members consider relevant to the examination of teachers' compensation.

Senate Amendment "A" To Committee Amendment "A" (S-317)

This amendment increases the number of members on the commission from 7 to 8 by increasing the number of Senators from one to 2. The amendment also requires that 2 members from the Senate and the House of Representatives represent the 2 political parties that have the greatest number of members in the Senate and the House of Representatives.

Joint Standing Committee on Education and Cultural Affairs

Enacted Law Summary

Resolve 2009, chapter 138 establishes the Study Commission Regarding Teachers' Compensation to investigate conditions affecting teachers' compensation in this State, including teachers' salaries and benefits. In conducting its review, the commission is authorized to examine:

1. The effects on teachers' salaries and benefits of the essential programs and services funding system; and alternatives to this funding system;
2. The effects on teachers' salaries of the minimum teachers' salary law;
3. The relationship between and among teachers' salaries and benefits in school administrative units;
4. The relationship between teachers' salaries and benefits in this State and in other states;
5. The relationship between teachers' salaries and benefits and salaries and benefits paid to practitioners in other comparable professions;
6. The effects of inflation on the real value of teachers' salaries and the minimum salary amount required by law;
7. Practices in other states that mandate payment of minimum salaries based on experience and education to all teachers;
8. Factors relating to the age, experience, recruitment, retention and mobility of the State's corps of professional teachers;
9. Alternatives to salary systems based on college credits or degrees earned and experience;
10. Collective bargaining alternatives in determination of salaries and benefits at the local level; and
11. Any other factors that the commission considers relevant to teachers' compensation.

The 8 member study commission is authorized to make findings and recommendations and to submit suggested legislation. The Joint Standing Committee on Education and Cultural Affairs is authorized to introduce a bill related to the subject matter of the report to the Second Regular Session of the 124th Legislature.

Resolve 2009, chapter 138 was enacted as an emergency measure effective June 18, 2009.

**LD 523 Resolve, Directing the Department of Health and Human Services and
the Department of Education To Enter into a Memorandum of
Understanding Regarding Early Childhood Intervention**

**ACCEPTED ONTP
REPORT**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
WAGNER R ALFOND	ONTP	