

MAINE STATE LEGISLATURE

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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

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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
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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 1299 An Act To Streamline the Fingerprinting Process

ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
PRESCOTT SULLIVAN	ONTP	

This bill amends current law to allow the fingerprints of a teacher, an educational personnel applicant pursuant to the Maine Revised Statutes, Title 20-A, section 6103 and an applicant for a license for a family foster home to be taken by the sheriffs and chiefs of police in each of the cities and towns. The bill also requires that the sheriffs and chiefs of police be paid for the expenses they incur in fingerprinting an applicant for a license for a family foster home and be reimbursed for the expenses they incur in fingerprinting a teacher or educational personnel applicant from the Criminal History Record Check Fund.

LD 1300 Resolve, To Create a Working Group on the Prevention, Diagnosis and Treatment of Concussive Head Injuries in Student-athletes

RESOLVE 79

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
DOSTIE HOBBINS	OTP-AM	H-319

This bill requires the Commissioner of Education and the Director of the Maine Center for Disease Control and Prevention in the Department of Health and Human Services to develop jointly a program for the prevention, diagnosis and treatment of head and neck injuries for participants in extracurricular activities in all schools. A coach or other person in charge of students engaged in an athletic activity is required to complete the program, which includes training in recognizing head injuries. A student who suffers a loss of consciousness or a concussion during a practice or competition is prohibited from participating further in an extracurricular athletic activity until the student receives authorization from a physician.

Committee Amendment "A" (H-319)

This amendment replaces the bill with a resolve directing the Commissioner of Education to establish a working group on the prevention, diagnosis and treatment of concussive head injuries in student-athletes. The commissioner is required to report the findings and recommendations of the working group to the Joint Standing Committee on Education and Cultural Affairs by March 1, 2010 and the committee is authorized to submit a bill to the Legislature on the issue of concussive head injuries in student-athletes following receipt of the report.

Enacted Law Summary

Resolve 2009, chapter 79 directs the Commissioner of Education to establish a working group on the prevention, diagnosis and treatment of concussive head injuries in student-athletes. The commissioner is required to report the findings and recommendations of the working group to the Joint Standing Committee on Education and Cultural Affairs by March 1, 2010 and the committee is authorized to submit a bill to the Legislature on the issue of concussive head injuries in student-athletes following receipt of the report.