

MAINE STATE LEGISLATURE

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STATE OF MAINE
124TH LEGISLATURE
SECOND REGULAR SESSION



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

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

April 2010

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STATE OF MAINE

124TH LEGISLATURE
SECOND 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 Second 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:

<i>CARRIED OVER</i>	<i>Carried over to a subsequent session of the Legislature</i>
<i>CON RES XXX</i>	<i>Chapter # of Constitutional Resolution passed by both Houses</i>
<i>CONF CMTE UNABLE TO AGREE</i>	<i>Committee of Conference unable to agree; bill died</i>
<i>DIED BETWEEN HOUSES</i>	<i>House & Senate disagree; bill died</i>
<i>DIED IN CONCURRENCE</i>	<i>One body accepts ONTP report; the other indefinitely postpones the bill</i>
<i>DIED ON ADJOURNMENT</i>	<i>Action incomplete when session ended; bill died</i>
<i>EMERGENCY</i>	<i>Enacted law takes effect sooner than 90 days</i>
<i>FAILED EMERGENCY ENACTMENT/FINAL PASSAGE</i>	<i>Emergency bill failed to get 2/3 vote</i>
<i>FAILED ENACTMENT/FINAL PASSAGE</i>	<i>Bill failed to get majority vote</i>
<i>FAILED MANDATE ENACTMENT</i>	<i>Bill imposing local mandate failed to get 2/3 vote</i>
<i>NOT PROPERLY BEFORE THE BODY</i>	<i>Ruled out of order by the presiding officers; bill died</i>
<i>INDEF PP</i>	<i>Bill Indefinitely Postponed; bill died</i>
<i>ONTP (or Accepted ONTP report)</i>	<i>Ought Not To Pass report accepted; bill died</i>
<i>P&S XXX</i>	<i>Chapter # of enacted Private & Special Law</i>
<i>PUBLIC XXX</i>	<i>Chapter # of enacted Public Law</i>
<i>RESOLVE XXX</i>	<i>Chapter # of finally passed Resolve</i>
<i>UNSIGNED</i>	<i>Bill held by Governor</i>
<i>VETO SUSTAINED</i>	<i>Legislature failed to override Governor's Veto</i>

The effective date for non-emergency legislation enacted in the Second Regular Session of the 124th Legislature is Monday, July 12, 2010. 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 1799

An Act To Encourage the Use of Models in the Collection and Use of Student Achievement Data

PUBLIC 646

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
ALFOND	OTP-AM MAJ ONTP MIN	H-813 SUTHERLAND S-483 S-515 ALFOND

This bill eliminates the prohibition on the use of student assessment data in the establishment of models for evaluation of the professional performance of teachers. It also extends the models for evaluation developed by the Department of Education to principals and requires that the models include multiple measures.

Committee Amendment "A" (S-483)

This amendment, which is the majority report of the committee, adds a provision to require the Commissioner of Education to convene a stakeholder group to review the models developed pursuant to the Maine Revised Statutes, Title 20-A, section 13802 for the evaluation of the professional performance of teachers and principals who are employed by a school administrative unit within the State. The stakeholder group shall review the models prior to the final adoption of the models.

House Amendment "A" (H-813)

This amendment removes the emergency preamble and emergency clause.

Senate Amendment "A" To Committee Amendment "A" (S-515)

This amendment provides that each school administrative unit in the State may select and incorporate one or more of the models developed by the Department of Education for the evaluation of the professional performance of a teacher or principal employed by that school administrative unit. It also provides that if a school administrative unit wants to include student assessments as part of teacher evaluations, that school administrative unit must use one of the models developed by the Department of Education. It requires the stakeholder group convened by the Commissioner of Education to review the models to approve models no later than July 1, 2011. It provides that the Department of Education may not finally adopt a model that is not approved by the stakeholder group.

Enacted Law Summary

Public Law 2009, chapter 646 eliminates the prohibition on the use of student assessment data in the establishment of models for evaluation of the professional performance of teachers. It also extends the models for evaluation developed by the Department of Education to principals and requires that the models include multiple measures.

The law requires the Commissioner of Education to convene a stakeholder group to review and approve the models developed for the evaluation of the professional performance of teachers and principals no later than July 1, 2011. The law provides that the Department of Education may not finally adopt a model that is not approved by the stakeholder group.

The law also provides that each school administrative unit in the State may select and incorporate one or more of the models developed by the Department of Education for the evaluation of the professional performance of a teacher or principal employed by that school administrative unit. It also provides that if a school administrative unit wants to include student assessments as part of teacher evaluations, that school administrative unit must use one of the models developed by the Department of Education.