MAINE STATE LEGISLATURE

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STATE OF MAINE

125th Legislature First Regular Session



Summaries of bills, adopted amendments and laws enacted or finally passed

JOINT STANDING COMMITTEE ON EDUCATION AND CULTURAL AFFAIRS

July 2011

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STATE OF MAINE

 125^{TH} LEGISLATURE FIRST REGULAR SESSION



LEGISLATIVE DIGEST OF BILL SUMMARIES AND ENACTED LAWS

This Legislative Digest of Bill Summaries and Enacted Laws summarizes all LDs and adopted amendments and all laws enacted or finally passed during the First Regular Session of the 125th Maine Legislature.

The *Digest* is arranged alphabetically by committee and within each committee by Legislative Document (LD) number. The committee report(s), prime sponsor and lead co-sponsor(s), if designated, are listed below each LD 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 LD is noted to the right of the LD title. The following describes the various final actions.

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	
DIED BETWEEN HOUSES	House & Senate disagreed; legislation died
DIED IN CONCURRENCE	defeated in each house, but on different motions; legislation died
DIED ON ADJOURNMENT	action incomplete when session ended; legislation died
EMERGENCYenac	eted law takes effect sooner than 90 days after session adjournment
FAILED, EMERGENCY ENACTMENT or FINA	AL PASSAGE emergency failed to receive required 2/3 vote
FAILED, ENACTMENT or FINAL PASSAGE	failed to receive final majority vote
FAILED, MANDATE ENACTMENT	legislation proposing local mandate failed required 2/3 vote
HELD BY GOVERNORGovernor has n	not signed; final disposition to be determined at subsequent session
LEAVE TO WITHDRAW	sponsor's request to withdraw legislation granted
	ruled out of order by the presiding officer; legislation died
INDEF PP	indefinitely postponed; legislation died
	r REPORT X ought-not-to-pass report accepted; legislation died
P&S XXX	chapter # of enacted private & special law
	chapter # of enacted public Law
RESOLVE XXX	chapter # of finally passed resolve
	Legislature failed to override Governor's veto

The effective date for non-emergency legislation enacted in the First Regular Session of the 125th Legislature is September 28, 2011. The effective date for legislation enacted as an emergency measure may be found in the enacted law summary for that legislation.

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the Commissioner of Education, in conjunction with the Maine Education Policy Research Institute, to prepare a transition plan that addresses the development of the regional adjustment that is based on a cost of housing factor.

LD 1033 An Act To Support Resource Sharing among Maine Libraries

HELD BY GOVERNOR

Sponsor(s)	Committee Report	Amendments Adopted
ROTUNDO RECTOR	OTP-AM	S-369 ROSEN R

This bill provides funding to support weekly van delivery service to help defray the cost of sending and returning items through interlibrary loan to public libraries across the State.

Committee Amendment "A" (H-225)

This amendment specifies that the funds appropriated in the bill are to be used to defray the cost of van delivery service for those libraries that participated in the van delivery service in fiscal years 2009-10 and 2010-11.

Senate Amendment "A" (S-369)

This amendment incorporates Committee Amendment "A" and removes the funding for fiscal year 2011-12.

Enacted Law Summary

This bill was enacted but as of this printing, had not been acted upon by the Governor and, pursuant to Art. IV, Part 3rd, Sec. 2 of the Maine Constitution, currently has no final disposition. It provides funding in fiscal year 2012-2013 to support the weekly van delivery service to help defray the cost of sending and returning items through interlibrary loan to public libraries across the State.

LD 1038

An Act Regarding Property Deposited with Museums and Historical Societies

PUBLIC 263

Sponsor(s)	Committee Report	Amendments Adopted
RICHARDSON D	OTP-AM	H-465

This bill reduces storage and insurance costs for museums and historical societies by reducing by 22 years the period that abandoned property must be held before title may be taken. The bill adopts the American Association of Museums definition of "museum," clarifies the rights of those lending tangible collection materials to museums and protects museums exercising due diligence in emergency situations.

Committee Amendment "A" (H-465)

This amendment modifies the bill to provide that property that has a value of less than \$100 that has been abandoned to a museum for three years becomes the property of the museum. It also modifies the definition of "museum" to clarify the types of organizations governed by this provision of law.

Enacted Law Summary

Public Law 2011, chapter 263 provides that property that has a value of less than \$100 that has been abandoned to a museum for three years becomes the property of the museum. It revises notice requirements that apply to property

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valued at \$100 or more. It authorizes a museum to apply conservation measures or to dispose of property without the owner's permission if certain conditions are met.

LD 1045 An Act To Encourage Better Grades for High School Students by Linking Grades with the Granting of a Driver's License

Sponsor(s)	Committee Report	Amendments Adopted
CLARK T	ONTP	

This bill provides that the Secretary of State may not accept an application for a driver's license of a minor who is enrolled in a secondary school unless the application is accompanied by a letter from the superintendent or principal or an agent of the superintendent or principal or, in the case of a minor who is home-schooled, the person who is in charge of the instruction of that minor, attesting to the fact that the minor is not failing more than one class the successful completion of which is a requirement for graduation.

LD 1049 An Act To Allow a Municipality To Withdraw from a Regional School Unit

Sponsor(s)	Committee Report	Amendments Adopted
KRUGER	ONTP	

This bill exempts a municipality that withdraws from a regional school unit from school reorganization and associated penalties if the reason for withdrawal is that the municipality's educational goals and financial capabilities are not compatible with those of the regional school unit.

LD 1051 An Act To Calculate Essential Programs and Services Funding on an Equal Labor Market ONTP

Sponsor(s)	Committee Report	Amendments Adopted
CLARK H JACKSON	ONTP	

This bill amends the essential programs and services laws so that salary and benefit costs for school level teaching and nonteaching staff are treated equally throughout the State.

LD 1060 Resolve, To Require Regional School Unit No. 20 To Transfer Certain Property to the Town of Searsport ONTP

Sponsor(s)	Committee Report	Amendments Adopted
GILLWAY	ONTP	