

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
126TH LEGISLATURE
FIRST REGULAR SESSION



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

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

July 2013

MEMBERS:

SEN. REBECCA J. MILLETT, CHAIR
SEN. CHRISTOPHER K. JOHNSON
SEN. BRIAN D. LANGLEY

REP. W. BRUCE MACDONALD, CHAIR
REP. MARY P. NELSON
REP. HELEN RANKIN
REP. MATTHEA DAUGHTRY
REP. BRIAN L. HUBBELL
REP. VICTORIA P. KORNFIELD
REP. PETER B. JOHNSON
REP. JOYCE A. MAKER
REP. MICHAEL D. MCCLELLAN
REP. MATTHEW G. POULIOT
REP. MADONNA M. SOCTOMAH

STAFF:

PHILLIP D. MCCARTHY, SR. LEGISLATIVE ANALYST
JON CLARK, DEPUTY DIRECTOR
OFFICE OF POLICY AND LEGAL ANALYSIS
13 STATE HOUSE STATION
AUGUSTA, ME 04333
(207) 287-1670

STATE OF MAINE

126TH LEGISLATURE
FIRST REGULAR SESSION



LEGISLATIVE DIGEST OF BILL SUMMARIES AND ENACTED LAWS

This *Legislative Digest of Bill Summaries and Enacted Laws* contains summaries of all LDs and adopted amendments and all laws enacted or finally passed during the First Regular Session of the 126th 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.....Committee of Conference unable to agree; legislation died
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
EMERGENCY..... enacted law takes effect sooner than 90 days after session adjournment
FAILED, EMERGENCY ENACTMENT or FINAL 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 GOVERNOR..... Governor has not signed; final disposition to be determined at subsequent session
LEAVE TO WITHDRAW..... sponsor's request to withdraw legislation granted
NOT PROPERLY BEFORE THE BODY ruled out of order by the presiding officer; legislation died
INDEF PP..... indefinitely postponed; legislation died
ONTP, ACCEPTED, MAJORITY, MINORITY or REPORT X... ought-not-to-pass report accepted; legislation died
P&S XXX..... chapter # of enacted private & special law
PUBLIC XXX.....chapter # of enacted public Law
RESOLVE XXX..... chapter # of finally passed resolve
VETO SUSTAINED..... Legislature failed to override Governor's veto

The effective date for non-emergency legislation enacted in the First Regular Session of the 126th Legislature is October 9, 2013. The effective date for legislation enacted as an emergency measure may be found in the enacted law summary for that legislation.

Joint Standing Committee on Education and Cultural Affairs

Resolve 2013, chapter 34 provides that final adoption of portions of Chapter 61: State Board of Education Rules for Major Capital School Construction Projects, a Major Substantive Rule of the State Board of Education, is authorized contingent upon the State Board of Education making specified changes to the proposed rule.

Resolve 2013, chapter 34 was finally passed as an emergency measure effective June 3, 2013.

**LD 323 Resolve, Regarding Legislative Review of Portions of Chapter 101:
Maine Unified Special Education Regulation Birth to Age Twenty, a
Major Substantive Rule of the Department of Education**

**RESOLVE 52
EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
	OTP-AM	H-191 S-111 MILLETT

This resolve provides for legislative review of portions of Chapter 101: Maine Unified Special Education Regulation Birth to Age Twenty, a major substantive rule of the Department of Education.

Committee Amendment "A" (H-191)

This amendment provides that final adoption of portions of Chapter 101: Maine Unified Special Education Regulation Birth to Age Twenty, a provisionally adopted major substantive rule of the Department of Education, is authorized contingent upon the department's making specified changes to the proposed rule.

Senate Amendment "A" To Committee Amendment "A" (S-111)

This amendment is a technical correction to Committee Amendment "A." It clarifies that the rule must be amended by deleting Part 4, "Criteria for Change in Eligibility," which exceeds federal requirements concerning necessary evaluation procedures.

Enacted Law Summary

Resolve 2013, chapter 52 provides that final adoption of portions of Chapter 101: Maine Unified Special Education Regulation Birth to Age Twenty, a provisionally adopted major substantive rule of the Department of Education, is authorized contingent upon the department's making specified changes to the proposed rule.

Resolve 2013, chapter 52 was finally passed as an emergency measure effective June 13, 2013.

LD 351 An Act To Authorize the Provision of Insurance on Student Loans

**PUBLIC 34
EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
CAIN FREDETTE	OTP-AM	S-8

This bill modifies the Finance Authority of Maine's Higher Education Loan Program to specify that the Finance Authority of Maine may provide loan insurance on supplemental student loans and renames it the Higher Education Loan and Loan Insurance Program.

Committee Amendment "A" (S-8)

This amendment makes the following changes to the bill:

1. It requires students receiving loans from or loans insured by the Finance Authority of Maine under the Higher Education Loan and Loan Insurance Program to make satisfactory academic progress in accordance with the

Joint Standing Committee on Education and Cultural Affairs

standards of the students' institution of higher learning; and

2. It requires students receiving loans insured by the Finance Authority of Maine under the Higher Education Loan and Loan Insurance Program to satisfy financial education requirements established or approved by the authority.

Enacted Law Summary

Public Law 2013, chapter 34 modifies the Finance Authority of Maine's Higher Education Loan Program to specify that the Finance Authority of Maine may provide loan insurance on supplemental student loans and renames it the Higher Education Loan and Loan Insurance Program. It also requires students receiving loans from or loans insured by the Finance Authority of Maine under the Higher Education Loan and Loan Insurance Program to make satisfactory academic progress in accordance with the standards of the students' institution of higher learning and requires students receiving loans insured by the Finance Authority of Maine under the Higher Education Loan and Loan Insurance Program to satisfy financial education requirements established or approved by the authority.

Public Law 2013, chapter 34 was enacted as an emergency measure effective April 16, 2013.

LD 367 An Act To Repeal the Repeal Provision in the Law That Limits the ONTP
Reduction of State Subsidy for Education

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
HAMPER MAKER	ONTP	

This bill repeals the repeal provision in the law that exempts a school administrative unit from a reduction in its state subsidy for failure to raise its required local contribution to the total cost of funding public education if the unit raises the same percentage of the local contribution as the State raises of the state contribution.

LD 369 An Act To Redesign Maine's School Funding Model CARRIED OVER

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
JOHNSON C BERRY		

This bill is a concept draft pursuant to Joint Rule 208. The bill proposes a redesign of Maine's school funding formula to achieve equal educational opportunity for Maine students and statewide equity in property tax burden.

This bill was carried over to any special or regular session of the 126th Legislature by joint order, H.P. 1145, as amended by H-B (H-580) and H-C (H-582).

LD 370 Resolve, To Create a Working Group To Identify Elementary School RESOLVE 22
and Middle School Applied Learning Opportunities

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
LANGLEY POULIOT	OTP-AM	S-37

This resolve is a concept draft pursuant to Joint Rule 208. The bill proposes to assemble a working group to identify opportunities for and best practices of applied learning opportunities in kindergarten to grade 8. These