

# MAINE STATE LEGISLATURE

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STATE OF MAINE  
126<sup>TH</sup> 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

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# STATE OF MAINE

126<sup>TH</sup> 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 126<sup>th</sup> 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 126<sup>th</sup> 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***

before the date of the statewide primary or referendum election in June or the 2nd Tuesday in June if a statewide primary or referendum election is not held in June that year and requires the budget validation referendum to be held on the same date as the statewide primary or referendum election in June or on the 2nd Tuesday in June if a statewide primary or referendum election is not held in June that year. The bill changes the provisions governing absentee ballots for a budget validation referendum.

**LD 665      An Act To Facilitate the Transition to a Standards-based Educational System      ONTP**

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

Current law provides that the date for implementation of awarding diplomas based on student demonstration of proficiency is extended one year for each year for which levels of general purpose aid for local schools falls below the levels provided in school year 2012-2013. This bill instead extends the implementation date one year for each year for which levels of general purpose aid for local schools falls below 55% of the total cost of funding public education from kindergarten to grade 12 pursuant to the Essential Programs and Services Funding Act.

**LD 666      Resolve, To Create a Working Group To Survey Maine Schools on the Costs and Benefits of Contracting for Energy Conservation Improvements      DIED ON ADJOURNMENT**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
GIFFORD THOMAS	OTP-AM	H-217

This bill requires approval in a local vote before a school administrative unit may spend any funds on a school construction project other than a small scale school construction project with a total cost of less than \$2,000,000.

**Committee Amendment "A" (H-217)**

This amendment strikes the bill and replaces it with a resolve that directs the Department of Education to convene a working group to study the opportunities and challenges presented to school administrative units with respect to implementing energy savings programs, including entering into agreements for energy conservation improvements, and to report to the Joint Standing Committee on Education and Cultural Affairs by January 10, 2014. The joint standing committee is authorized to submit a bill to the Second Regular Session of the 126th Legislature.

**LD 667      An Act To Increase Funding to Schools      PUBLIC 171**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MAKER ALFOND	OTP ONTP	H-125    MAKER

This bill amends the law that provides for a proportional share reduction in the amount of local share revenues that municipalities must raise under the Essential Programs and Services Funding Act when the State does not fund the 55% state share required by law. The bill phases out the proportional share reduction over a 3-year period from fiscal year 2014-15 to fiscal year 2016-17.

**House Amendment "A" (H-125)**

## *Joint Standing Committee on Education and Cultural Affairs*

This amendment removes the emergency preamble and emergency clause and corrects a history.

### **Enacted Law Summary**

Public Law 2013, chapter 171 amends the law that provides for a proportional share reduction in the amount of local share revenues that municipalities must raise under the Essential Programs and Services Funding Act when the State does not fund the 55% state share required by law. The law phases out the proportional share reduction over a 3-year period from fiscal year 2014-15 to fiscal year 2016-17.

### **LD 668      An Act To Encourage the Teaching of Agricultural Studies in Schools**

**PUBLIC 106**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
DAUGHTRY JOHNSON C	OTP-AM	H-88

This bill requires agriculture studies to be taught in elementary and secondary schools in the State for essential instruction and graduation requirements. The bill requires that agriculture studies address the importance of agriculture in the State's history and development, the connections between the farm and daily life and the economics of agriculture and its importance to the State's economy. The bill also requires the Department of Education to consult with the Maine Agriculture in the Classroom Council in developing the parameters for essential instruction and graduation requirements for agriculture studies.

### **Committee Amendment "A" (H-88)**

This amendment replaces the bill. This amendment authorizes agricultural studies to be taught in and infused or integrated into the curriculum of elementary and secondary schools, both public and private. Agricultural studies may address, but need not be limited to, the importance of agriculture in the State's history and development, the connections between the farm and daily life, the economics of agriculture and its importance to the State's economy, the importance of knowing where food comes from and the ecology of growing food and the importance of eating healthy food and its role in combating childhood obesity.

This amendment also directs that, to the extent existing resources allow, the Commissioner of Education, the Commissioner of Agriculture, Conservation and Forestry and the Maine Agriculture in the Classroom Council implement outreach efforts to ensure that schools and teachers are aware of the educational materials, resources and training relating to agricultural studies available pursuant to the Maine Revised Statutes, Title 7, chapter 8-D.

### **Enacted Law Summary**

Public Law 2013, chapter 106 authorizes agricultural studies to be taught in and infused or integrated into the curriculum of elementary and secondary schools, both public and private. Agricultural studies may address, but need not be limited to, the importance of agriculture in the State's history and development, the connections between the farm and daily life, the economics of agriculture and its importance to the State's economy, the importance of knowing where food comes from and the ecology of growing food and the importance of eating healthy food and its role in combating childhood obesity.

This law directs that, to the extent existing resources allow, the Commissioner of Education, the Commissioner of Agriculture, Conservation and Forestry and the Maine Agriculture in the Classroom Council implement outreach efforts to ensure that schools and teachers are aware of the educational materials, resources and training relating to agricultural studies available pursuant to the Maine Revised Statutes, Title 7, chapter 8-D.