

# 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  
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## 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*

**LD 889**      **An Act To Adjust Funding Forwarded from School Districts to Charter Schools**      **ONTP**

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

This bill reduces the amount a school administrative unit in which a student who attends a public charter school resides must forward to that public charter school from 100% of the per-pupil allocation to 50% of the per-pupil allocation. It also provides that a school administrative unit is not required to send funds to a public charter school for certain students who were not enrolled in a public school before enrolling in a public charter school.

**LD 905**      **Resolve, Directing the Department of Education To Examine School Security**      **RESOLVE 76 EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BRIGGS MILLETT	OTP-AM	H-227

This resolve directs the Department of Education to develop a plan that makes recommendations to school administrative units for security measures that can be taken to improve the security of school buildings and instructional information that can be given to administrators, teachers, students, parents and community leaders concerning proper procedures and measures to take in response to and preparation for an emergency or natural disaster.

**Committee Amendment "A" (H-227)**

This amendment changes the title and replaces the resolve. This amendment directs the Department of Education to gather information regarding the preparedness of schools to implement required emergency management plans and the present condition of school facilities in terms of facility security in the event of an emergency. The department, in consultation with security experts, is directed to evaluate school preparedness and facility security and develop recommendations for prudent measures that may be taken to improve preparedness and facility security. The department must report its findings and recommendations to the Joint Standing Committee on Education and Cultural Affairs by January 15, 2014, and the committee is authorized to report out a bill relating to the subject matter of the report to the Second Regular Session of the 126th Legislature.

This amendment also adds an emergency preamble and emergency clause to the bill, as well as an appropriations and allocations section.

**Enacted Law Summary**

Resolve 2013, chapter 76 directs the Department of Education to gather information regarding the preparedness of schools to implement required emergency management plans and the present condition of school facilities in terms of facility security in the event of an emergency. The department, in consultation with security experts, is directed to evaluate school preparedness and facility security and develop recommendations for prudent measures that may be taken to improve preparedness and facility security. The department must report its findings and recommendations to the Joint Standing Committee on Education and Cultural Affairs by January 15, 2014, and the committee is authorized to report out a bill relating to the subject matter of the report to the Second Regular Session of the 126th Legislature.

Resolve 2013, chapter 76 was finally passed as an emergency measure effective July 10, 2013.