

MAINE STATE LEGISLATURE

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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

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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

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126TH 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 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

LD 1350 An Act Regarding School Administrator Effectiveness

**DIED IN
CONCURRENCE**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
CAIN MACDONALD W	OTP-AM ONTP OTP-AM	S-258 S-358 HILL

This bill requires school administrative units to develop and implement performance evaluation and professional growth systems for administrators. A performance evaluation and professional growth system must meet certain criteria, be consistent with rules adopted by the Department of Education and be approved by the department. Every year the school board must use the system to analyze the performance of the school administrative unit's administrators.

Committee Amendment "A" (S-258)

This amendment, which is the majority report of the Joint Standing Committee on Education and Cultural Affairs, strikes and replaces the bill. It provides that each school board shall implement a system to annually evaluate the performance and effectiveness of the superintendent. The system established by school boards must be consistent with nationally recognized principles and standards of professional practice.

Committee Amendment "B" (S-259)

This amendment, which is one of the minority reports of the Joint Standing Committee on Education and Cultural Affairs, makes the following changes to the bill.

1. It changes the definition of "administrator" to exclude a special education director or curriculum coordinator.
2. It removes language that provides that receipt of summative effectiveness ratings indicating that an administrator is ineffective for 2 consecutive years constitutes just cause for termination of an administrator's contract.
3. It removes language that provides that measurements of student learning and growth must be a significant factor in the determination of the rating of an administrator.

Senate Amendment "A" To Committee Amendment "A" (S-358)

This amendment adds a mandate preamble.

LD 1353 An Act To Further Reduce Student Hunger

**HELD BY
GOVERNOR**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
ALFOND BECK	OTP-AM	S-70 S-359 HILL

This bill requires, beginning with the 2013-2014 school year, that a School Administrative Unit (SAU) with at least one public school in which at least 50% of students qualified for a free or reduced-price lunch during the preceding school year to participate in the federal summer food service program during the following summer vacation or to opt out in accordance with the following:

Joint Standing Committee on Education and Cultural Affairs

1. If the SAU operates a summer educational or recreational program, the SAU must operate a federal summer food service program in the area served by that school on days that the school operates the summer educational or recreational program. The school administrative unit may collaborate with a service institution to operate the federal summer food service program;
2. If the SAU does not operate a summer educational or recreational program, the SAU must collaborate with a service institution (a public or private nonprofit school, a municipal or county government, a public or private nonprofit higher education institution or a private nonprofit summer camp) to operate a federal summer food service program, if there is a service institution that provides food service to children in the summer in the area served by the public school; and
3. An SAU may opt out of these requirements if the governing body of the SAU determines by vote, after notice and a public hearing, that it would be financially or logistically impracticable to operate a program. If the SAU chooses not to operate a program, it must notify parents of children in the SAU of its decision and the reasons for its decision.

Committee Amendment "A" (S-70)

This amendment removes the requirement that if a school administrative unit chooses not to operate a federal summer food service program, it must notify parents of children in the school administrative unit of its decision and the reasons for its decision.

Senate Amendment "A" To Committee Amendment "A" (S-359)

This amendment adds a mandate preamble.

LD 1361 An Act To Strengthen the Teaching of Writing and Mathematics and Improve Maine High School Graduates' College and Career Readiness

CARRIED OVER

Sponsor(s)

NELSON

Committee Report

Amendments Adopted

The purpose of this bill is to strengthen the teaching of writing and mathematics in public schools in the State, to improve literacy and mathematics education and to improve Maine high school graduates' college and career readiness. The bill does the following.

1. It establishes a standards-based approach to assessing the proficiency and competency of new teachers and teachers seeking a renewal of a professional teacher certificate in order to prepare teachers and ensure that school administrative units are prepared to implement the Common Core State Standards in English language arts and mathematics.
2. It requires the Education Coordinating Committee to conduct a review of college placement tests, including the ACCUPLACER test, used by the University of Maine System, the Maine Community College System, the Maine Maritime Academy and secondary schools in the State to determine a high school graduate's college readiness.
3. It requires the Board of Trustees of the University of Maine System to establish graduation requirements that ensure that graduates of any baccalaureate degree program within the system can demonstrate writing competencies that are appropriate to the demands of careers that require a baccalaureate degree.

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).