

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
127TH LEGISLATURE
SECOND REGULAR SESSION



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

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

May 2016

STAFF:

PHILLIP D. MCCARTHY, SR. LEGISLATIVE ANALYST
CRAIG NALE, LEGISLATIVE ANALYST
OFFICE OF POLICY AND LEGAL ANALYSIS
13 STATE HOUSE STATION
AUGUSTA, ME 04333
(207) 287-1670
<http://legislature.maine.gov/legis/opla/>

MEMBERS:

SEN. BRIAN D. LANGLEY, CHAIR
SEN. PETER E. EDGECOMB
SEN. REBECCA J. MILLETT

REP. VICTORIA P. KORNFELD, CHAIR
REP. MATTHEA E. LARSEN DAUGHTRY
REP. BRIAN L. HUBBELL
REP. RICHARD R. FARNSWORTH
REP. RYAN D. TIPPING-SPITZ
REP. TERESA S. PIERCE
REP. JOYCE A. MAKER
REP. MICHAEL D. MCCLELLAN
REP. MATTHEW G. POULIOT
REP. PAUL A. STEARNS

STATE OF MAINE

127TH LEGISLATURE

SECOND 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 Second Regular Session of the 127th 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. An appendix provides a summary of relevant session statistics.

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 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 127th Legislature is July 29, 2016. 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 1604 An Act To Replace a Statue in the National Statuary Hall Collection

**Died Between
Houses**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
	ONTP OTP-AM	

This bill was reported by the committee pursuant to Resolve 2015, chapter 51, section 2 and then referred back to the committee for processing in the normal course. As required by the resolve, the Maine Arts Commission, the Maine Historic Preservation Commission and the Maine State Museum Commission submitted to the committee their study and recommendations regarding the replacement of statues provided by the State to the National Statuary Hall Collection in the United States Capitol. The bill reflects the recommendations of the study.

The bill provides that the Maine Arts Commission, the Maine Historic Preservation Commission and the Maine State Museum Commission are responsible for the placement and replacement of statues representing Maine in the National Statuary Hall Collection in the United States Capitol. A statue must meet all applicable federal requirements; replacement of a statue must be funded from private sources; and a replaced statue must be returned to Maine, where it must be displayed in public view. The bill requires a statue placed in the National Statuary Hall Collection to represent Maine as demonstrated by the results of a survey of public opinion. This bill also directs the Maine Arts Commission, the Maine Historic Preservation Commission and the Maine State Museum Commission to replace the statue of Hannibal Hamlin currently in the National Statuary Hall Collection with a statue of Margaret Chase Smith by March 15, 2020.

Committee Amendment "A" (S-413)

This amendment is the minority report of the committee. The amendment replaces the bill. The amendment creates the Commission on Statuary in National Statuary Hall to replace the statue of Hannibal Hamlin in National Statuary Hall in the United States Capitol with a statue of Margaret Chase Smith by March 15, 2020 and to return the statue of Hannibal Hamlin to the Maine State House. The commission has nine members, including the directors of the Maine Arts Commission and the Maine State Museum and seven members of the public. The commission must regularly consult with the Maine Arts Commission and the Maine State Museum Commission and must fund the statue replacement project with available funds. Final authorization to place the statue of Hannibal Hamlin within the Maine State House or on the grounds of the Maine State House must be made by the Legislative Council. The commission must submit two progress reports and a final report of its work to the joint standing committee of the Legislature having jurisdiction over education and cultural affairs and the Legislative Council. The amendment adds an appropriations and allocations section.

This amendment was not adopted.

LD 1625 An Act To Implement the Recommendations of the Commission To Strengthen and Align the Services Provided to Maine's Veterans by Requiring the University of Maine System To Provide Supportive Services to Student-veterans

INDEF PP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
	OTP-AM	

This bill was reported by the joint standing committee on Legal and Veterans Affairs, pursuant to Resolve 2015, chapter 48 and then referred to the Education and Cultural Affairs Committee for processing in the normal course.

Joint Standing Committee on Education and Cultural Affairs

This bill implements one of the recommendations made by the final report of the Commission To Strengthen and Align the Services Provided to Maine's Veterans pursuant to Resolve 2015, chapter 48.

The bill requires each campus of the University of Maine System with a significant number of student-veterans to include an office that provides assistance to those veterans with the intent of facilitating transition from military life and supporting successful completion of the veterans' postsecondary education. The bill requires that any office established pursuant to this bill use, to the greatest extent possible, the office at the University of Southern Maine as a model.

Committee Amendment "A" (H-591)

This amendment is the majority report of the committee. The amendment replaces the bill with a resolve directing the University of Maine System and the Maine Community College System to identify the needs of student-veterans on their campuses, including needs related to admission, degree completion, transitioning to civilian life and meeting personal and financial obligations. The amendment further directs the University of Maine System and the Maine Community College System to identify existing services that meet the needs identified, assess the effectiveness of those services, determine what services are not being offered that, if offered, would meet those needs and propose services and solutions that fulfill those needs across campuses that are based upon best practices. The University of Maine System and the Maine Community College System are directed to report their findings to the joint standing committees of the Legislature having jurisdiction over education and cultural affairs and veterans and legal affairs.

This amendment was not adopted.

LD 1627 An Act To Implement Certain Recommendations of the Maine Proficiency Education Council

PUBLIC 489

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
	OTP-AM	S-504

This bill is reported ought to pass by a majority of the committee pursuant to Joint Rule 353. The bill includes certain recommendations proposed in the report submitted by the Maine Proficiency Education Council established pursuant to Resolve 2015, chapter 41, section 3 for consideration by the joint standing committee. The joint standing committee has not taken a position on the substance of the report or this bill and by submitting this bill the committee is not suggesting and does not intend to suggest that it agrees or disagrees with any aspect of the recommendations and the necessary changes to the Maine Revised Statutes, Title 20-A included in the report or this bill. The joint standing committee is submitting the bill for the sole purpose of turning certain proposals in the report into a printed bill that can be referred to the committee for an appropriate public hearing and subsequent processing in the normal course of business. The joint standing committee is taking this action to ensure clarity and transparency in the legislative review of the proposals included in the report submitted by the council.

Committee Amendment "A" (S-504)

This amendment is the minority report on the bill reported pursuant to Joint Rule 353. This amendment strikes and replaces the bill. The amendment proposes the following initiatives related to certain recommendations included in the report submitted by the Maine Proficiency Education Council.

1. Like the bill, it adds a provision to the laws governing accreditation standards that requires schools to demonstrate evidence of sufficient capacity through multiple pathways for students to reach proficiency in each of the content areas and the guiding principles of the system of learning results established under the Maine Revised Statutes, Title 20-A, section 6209.
2. It refines a school's requirements regarding a student's demonstration of proficiency in order to be awarded a