

MAINE STATE LEGISLATURE

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STATE OF MAINE
129TH LEGISLATURE
FIRST REGULAR SESSION



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

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

August 2019

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STATE OF MAINE

129TH 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 129th 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 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 129th Legislature is Thursday, September 19, 2019. 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

regional adjustment for school administrative units. The department must submit the report to the Joint Standing Committee on Education and Cultural Affairs no later than January 15, 2020.

Resolve 2019, chapter 70 was finally passed as an emergency measure effective June 17, 2019.

LD 318 An Act To Prepare All Students for Work and Life by Requiring That Students Receive Instruction in Vocational Preparation and Practical Life Skills Accepted Majority (ONTP) Report

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

This bill changes the requirement in the system of learning results from "career and education development" to "vocational preparation and practical life skills." The bill defines "vocational preparation and practical life skills" to mean experiential instruction of students, regardless of career choice or pathway, that develops their understanding of interests, aptitudes and options related to work and study; develops core workplace skills in areas such as planning, communication, problem solving, teamwork and computer applications; and includes practical workplace and home economics experiences that maximize learning through hands-on application.

Committee Amendment "A" (H-267)

This amendment, which is the minority report of the committee, strikes and replaces the bill and changes the title. The amendment requires a secondary school to provide one semester of instruction in career and technical education or practical life skills, whenever possible, as determined by the local school board.

This amendment was not adopted.

LD 345 An Act To Help New Teachers Succeed PUBLIC 132

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MCCREA D CARPENTER M	OTP-AM	H-153

This bill requires a probationary teacher to be evaluated during each year of employment as a probationary teacher and provides that if a third-year probationary teacher does not receive a summative effectiveness rating indicating ineffectiveness during the first or second year of the probationary teacher's contract, the probationary teacher's contract must be extended automatically. This bill also requires special procedures for probationary teachers in a school administrative unit's performance evaluation and professional growth system.

Committee Amendment "A" (H-153)

This amendment requires that, beginning with teachers hired for the 2020-2021 school year, the probationary period may not exceed two years. This amendment removes the sections of the bill that enacted special procedures for probationary teachers.

The amendment also restructures the Maine Revised Statutes, Title 20-A, section 13201 to bring the section into conformity with current drafting standards. The only substantive changes to section 13201 are to require the superintendent to evaluate probationary teachers during, without limitation, each year of their employment as probationary teachers and that, beginning with teachers hired for the 2020-2021 school year, the probationary period may not exceed two years.

Joint Standing Committee on Education and Cultural Affairs

Enacted Law Summary

Public Law 2019, chapter 132 requires that, beginning with teachers hired for the 2020-2021 school year, the probationary period for newly-hired teachers may not exceed two years.

**LD 358 An Act To Increase Funding for Career and Technical Education for
Fiscal Year 2019-20**

**Died On
Adjournment**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
WOODSOME D SAMPSON H	OTP-AM ONTP	S-190

This bill provides \$1,000,000 in fiscal year 2018-19 to the General Purpose Aid for Local Schools program within the Department of Education in order to fully fund the cost of career and technical education pursuant to current law. This bill also amends Public Law 2017, chapter 446 to reflect the additional funding.

Committee Amendment "A" (S-190)

This amendment, which is the majority report of the committee, strikes and replaces the bill. The amendment raises the cap on the career and technical education funding formula provision regarding the allocation for career and technical education centers or regions for which the sum of the program components is greater than the most recent expenditure data, as adjusted for inflation to the year prior to the allocation year, from 5% to 15% and provides a one-time general fund appropriation of \$1,556,944 in fiscal year 2019-20. The amendment also adds an appropriations and allocations section.

**LD 359 An Act To Address Student Hunger with a "Breakfast after the Bell"
Program**

CARRIED OVER

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MOORE M TUELL W	OTP-AM ONTP	S-78 S-100 MOORE M

This bill requires a school administrative unit with a public school in which at least 50% of students qualified for a free or reduced-price lunch during the preceding school year to operate an alternative breakfast delivery service that provides breakfast after the start of the school day for students at that public school. It also provides a process for a school administrative unit to opt out of the alternative breakfast delivery service. This bill requires the Department of Education to adopt rules to develop an application process and to adopt standards to address evaluation criteria based on need for funding assistance for alternative breakfast delivery services in school administrative units. It also requires the department to develop a means to track health and academic outcomes of students and schools that participate in alternative breakfast delivery services.

Committee Amendment "A" (S-78)

This amendment, which is the majority report of the committee, clarifies that the alternative breakfast delivery service provides breakfast after the start of the school day and before any lunch period in the school begins for students at that public school. The amendment also provides that a school administrative unit or a public school in which at least 70% of students who are eligible for free and reduced-price meals participate in the breakfast program is exempt from the requirement of providing an alternative breakfast delivery service. The amendment revises the process as proposed in the bill for a school administrative unit to opt out of the alternative breakfast delivery service. The amendment also provides for procedures to track health and academic outcomes of students.