

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**

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STATE OF MAINE

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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

LD 1343 An Act To Improve Health Education and Physical Education in Schools ONTP

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

This bill requires instruction in elementary, junior high and secondary schools to include at least 1/2 hour per day of instruction in health education and one hour per day of instruction in physical education.

LD 1344 An Act To Improve Nutrition in Maine Schools ONTP

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

This bill, which is a concept draft pursuant to Joint Rule 208, proposes to codify in Maine law the provisions of the federal Healthy, Hunger-Free Kids Act of 2010.

LD 1347 An Act To Promote High-quality After-school Programs in Public Schools ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BEEBE-CENTER P MILLETT R	ONTP	

This bill is a concept draft pursuant to Joint Rule 208. This bill proposes to amend the provisions in law regarding high-quality after-school programs under the Maine Revised Statutes, Title 20-A, chapter 318. Currently, funds to provide high-quality after-school programs are provided by the After-school Program Fund, which receives a substantial amount of funding from the Federal Government that may be terminated or no longer available in the coming years. This bill proposes to seek new funding for the After-school Program Fund and to increase the quality of the after-school programs, including requiring matching funds from the schools that receive the funds and to make grants from the fund competitive. An after-school program that is a recipient of funding from the fund must have as measurable outcomes for the students academic improvement, social emotional learning and family engagement. Criteria for competitive grants would seek to improve or raise the quality of after-school programs by giving preference to schools that would collaborate with and leverage existing community resources that have demonstrated effectiveness, engage in outreach to children and youth and involve local governments, including parks and recreation departments and other schools.

LD 1351 An Act To Allow for the Recovery and Redistribution of Food in Public Schools ONTP

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

This bill requires the Department of Health and Human Services, Maine Center for Disease Control and Prevention and the Department of Education, by October 1, 2019, to collaborate to revise the Department of Health and Human Services, Maine Center for Disease Control and Prevention's health inspection program guidance titled "Food

Joint Standing Committee on Education and Cultural Affairs

Sharing Tables - Guidance for Schools" and disseminate the new guidance to public schools in the State.

The bill requires the Department of Health and Human Services, Maine Center for Disease Control and Prevention and the Department of Agriculture, Conservation and Forestry to grant public school food service programs a variance under the departments' jointly adopted rules regulating food safety in order to allow public school food service programs to collect food that was taken from the food service line by students and placed on a share table and to redistribute that food through the food service line; to allow students to take food from a share table and consume that food in the same breakfast, lunch or snack period or at another time; to allow students to place unwanted, eligible food items on a share table at any time during their breakfast, lunch or snack period; and to allow school staff members under certain circumstances to collect and redistribute food from a share table.

The bill does not mandate the creation of share tables within schools or require schools to purchase additional food or materials.

See also LD 541.

LD 1369 An Act To Create an Additional Pathway To Certify Industrial Arts Teachers To Foster Career and Technical Subjects in Maine Schools Died Between Houses

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
WADSWORTH N DIAMOND B	ONTP OTP-AM	H-473

This bill directs the State Board of Education to adopt rules to amend the credentialing of education personnel to create a pathway for a teacher to obtain an endorsement on a teaching certificate for a component of industrial arts with an experiential lab that includes, but is not limited to: automotive body repair, diagnostics and mechanics; welding; electrical; carpentry; and computer-aided design. Rules must include at least the following qualifications for a teacher to be eligible for an endorsement: a completed apprenticeship registered with a statewide or national apprenticeship and training organization; a completed two-year degree or certificate from a technical institution accredited by a national association of career and technical schools or similar organization; completion of a minimum number of hours of paid applied employment or teaching in the endorsement area being sought; and completion of a minimum number of hours of experience learning the trade or craft for which the endorsement is sought. Rules adopted pursuant to this subsection are major substantive rules as defined in the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A.

Committee Amendment "A" (H-473)

This amendment, which is the minority report of the committee, requires the State Board of Education to create an industrial arts pathway to a conditional certificate and requires that the industrial arts endorsement be separate from other endorsements.

LD 1370 An Act To Address Dangerous Behavior in the Classroom PUBLIC 458

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MILLETT R MCCREA D	OTP-AM ONTP	S-237

Current law requires the Commissioner of Education to provide technical assistance to school administrative units if they request assistance in the provision of violence prevention training. This bill requires a school administrative unit to immediately investigate allegations of violent behavior by a student against a public school employee and, if