

MAINE STATE LEGISLATURE

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STATE OF MAINE
129TH LEGISLATURE
FIRST SPECIAL AND SECOND REGULAR SESSIONS



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

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

November 2020

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STATE OF MAINE

129TH LEGISLATURE
FIRST 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 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

specific amendments to the rule prior to adoption.

Enacted Law Summary

Resolve 2019, chapter 131 provides that final adoption of Chapter 125: Basic Approval Standards: Public Schools and School Administrative Units, a major substantive joint rule of the Department of Education and the State Board of Education is authorized only if the department incorporates certain specific amendments to the rule prior to final adoption.

Resolve 2019, chapter 131 was enacted as an emergency measure effective March 18, 2020.

LD 2072 Resolve, Regarding Legislative Review of Portions of Chapter 132: RESOLVE 132
Learning Results: Parameters for Essential Instruction, a Major
Substantive Rule of the Department of Education

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
	OTP-AM	H-714
	ONTP	H-745 KORNFIELD V

This resolve provides for legislative review of portions of Chapter 132: Learning Results: Parameters for Essential Instruction, a major substantive rule of the Department of Education.

Committee Amendment "A" (H-714)

This amendment, which is the majority report of the committee, authorizes the Department of Education to finally adopt the provisionally adopted rule Chapter 132: Learning Results: Parameters for Essential Instruction only if specified changes are made.

House Amendment "A" To Committee Amendment "A" (H-745)

This amendment removes the emergency preamble and emergency clause.

Enacted Law Summary

Resolve 2019, chapter 132 provides that final adoption of portions of Chapter 132: Learning Results: Parameters for Essential Instruction, a major substantive rule of the Department of Education, is authorized only if the department incorporates certain specific amendments to the rule prior to final adoption.

Resolve 2019, chapter 132 was enacted as an emergency measure effective March 18, 2020.

LD 2075 Resolve, Regarding Legislative Review of Portions of Chapter 115: Part RESOLVE 134
II Requirements for Specific Certificates and Endorsements, a Major EMERGENCY
Substantive Rule of the State Board of Education

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
	OTP-AM	H-774

This resolve provides for legislative review of portions of Chapter 115: Part II Requirements for Specific Certificates and Endorsements, a major substantive rule of the Department of Education.

Joint Standing Committee on Education and Cultural Affairs

Committee Amendment "A" (H-774)

This amendment changes the title to reflect that Chapter 115 is a major substantive rule of the State Board of Education, not the Department of Education, and provides that final adoption of Chapter 115: Part II Requirements for Specific Certificates and Endorsements, a provisionally adopted major substantive rule of the State Board of Education, is authorized.

Enacted Law Summary

Resolve 2019, chapter 134 provides that final adoption of Chapter 115: Part II Requirements for Specific Certificates and Endorsements, a major substantive rule of the State Board of Education, is authorized.

Resolve 2019, chapter 134 was enacted as an emergency measure effective March 11, 2020.

LD 2076 Resolve, Regarding Legislative Review of Portions of Chapter 40: Rule for Medication Administration in Maine Schools, a Major Substantive Rule of the Department of Education CARRIED OVER

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

This resolve provides for legislative review of portions of Chapter 40: Rule for Medication Administration in Maine Schools, a major substantive rule of the Department of Education.

This resolve, which had been voted on but not yet reported out of committee, was carried over to any special session of the 129th Legislature by joint order, S.P. 788.

LD 2077 Resolve, Regarding Legislative Review of Portions of Chapter 180: Performance Evaluation and Professional Growth Systems, a Major Substantive Rule of the Department of Education RESOLVE 135

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
	OTP-AM	H-739
	ONTP	S-448 MILLETT R

This resolve provides for legislative review of portions of Chapter 180: Performance Evaluation and Professional Growth Systems, a major substantive rule of the Department of Education.

Committee Amendment "A" (H-739)

This amendment, which is the majority report of the committee, authorizes final adoption of portions of Chapter 180: Performance Evaluation and Professional Growth Systems, a major substantive rule of the Department of Education, only if the rule is amended to reorder the effectiveness ratings for consistency.

Senate Amendment "A" To Committee Amendment "A" (S-448)

This amendment amends Committee Amendment "A" to strike the emergency preamble and emergency clause from the resolve.

Enacted Law Summary

Resolve 2019, chapter 135 provides that final adoption of portions of Chapter 180: Performance Evaluation and Professional Growth Systems, a major substantive rule of the Department of Education, is authorized only if the rule is amended to reorder the effectiveness ratings for consistency.