

# MAINE STATE LEGISLATURE

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**STATE OF MAINE**  
129<sup>TH</sup> 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**

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# STATE OF MAINE

129<sup>TH</sup> 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 129<sup>th</sup> 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 129<sup>th</sup> 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 2152     An Act To Permit Naloxone Possession and Administration in Public and Private Schools**

**CARRIED OVER**

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

This bill provides for the administration of naloxone hydrochloride in a noninjectable form to students, school staff and school visitors through collaborative practice agreements between physicians licensed in this State or school health advisors and public and private school nurses.

This bill, which had been referred to the committee but not yet heard, was carried over to any special session of the 129th Legislature by joint order, S.P. 788.

**LD 2156     Resolve, Requiring the Department of Education To Report on Issues Relating to Bullying in Schools**

**CARRIED OVER**

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

This resolve was reported by the committee pursuant to Resolve 2019, chapter 44. This resolve requires the Department of Education to report back to the joint standing committee of the Legislature having jurisdiction over education matters on issues relating to bullying in schools and the progress of any work groups or task forces that are currently studying this issue. The report must include any findings, recommendations and suggested legislation. The joint standing committee of the Legislature having jurisdiction over education matters may report out a bill on the subject matter of the report to the First Regular Session of the 130th Legislature.

This resolve was carried over in the House to any special session of the 129th Legislature by joint order, S.P. 788.

**LD 2165     An Act To Provide Support to Students, Staff and Faculty at Postsecondary Educational Institutions for Temporary Closures Due to Infectious Diseases**

**CARRIED OVER**

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

This bill requires a postsecondary educational institution in the State that temporarily suspends classes and requires students, staff and faculty to remain off campus due to an infectious disease, including COVID-19, to:

1. Reimburse students on a pro rata basis any unused fees previously paid to the institution by the student, and, if classes are not conducted remotely or through an alternate method as determined appropriate by the institution, tuition;
2. Develop a plan to allow certain students, based on a student's individual circumstances, to remain on campus and to provide housing and dining options to those students; and
3. Develop a plan, in consultation with the Department of Labor and the Department of Education, to compensate

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staff and faculty for lost compensation due to the temporary suspension.

This bill applies retroactively to February 1, 2020.

This bill, which has not yet been taken up by the House or the Senate, was carried over to any special session of the 129th Legislature by joint order, S.P. 788.

**LD 2166     An Act To Implement the Recommendations of the Work Group on the     **CARRIED OVER****  
**Laws Governing Investigations by School Entities into Holders of**  
**Credentials**

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

The majority of the Joint Standing Committee on Education and Cultural Affairs voted to report out this committee bill to implement the recommendations of the work group formed pursuant to Public Law 2019, chapter 403 to study the issue of investigations of educator credential holders. The bill does the following:

- 1. It provides that a school entity must notify the Department of Education immediately if a credential holder who is the subject of a covered investigation leaves the school's employment upon the conclusion of the covered investigation and that if a credential holder provides consent as part of that credential holder's application for employment, the department must notify the school if that credential holder left employment with a school entity upon completion of a covered investigation.
- 2. It provides that the Department of Education must notify a school entity immediately, rather than within 15 business days, of the department's initiating an investigation into a holder of a credential who works for that school entity.
- 3. It provides that the Department of Education must destroy copies of records and reports related to a finding resulting in discipline, suspension or termination of a credential holder if the finding resulting in that discipline, suspension or termination is completely reversed upon appeal at the school entity level.

This bill which was reported out of committee but not yet taken up by the House and Senate, was carried over to any special session of the 129th Legislature by joint order S.P. 788.