

PLEASE NOTE: Legislative Information **cannot** perform research, provide legal advice, or interpret Maine law. For legal assistance, please contact a qualified attorney.

An Act To Establish the State Board of Education as the Appointing Authority for the Commissioner of Education

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 20-A MRSA §251, sub-§1, as repealed and replaced by PL 1983, c. 123, is amended to read:

1. Appointment. The commissioner shall ~~be~~is appointed by the ~~Governor~~state board, subject to review by the joint standing committee of the Legislature having jurisdiction over education matters and to confirmation by the Legislature.

~~A. The Governor shall include the chairman of the State Board of Education in the selection process and shall ensure that the state board has an opportunity to meet and interview the candidate or candidates.~~

~~B. Within 10 days of meeting with the candidate or candidates, the state board shall deliver to the Governor its written appraisal of the strengths and weaknesses of the candidate or candidates.~~

~~C. The Governor shall consider the appraisal of the state board prior to posting the nomination of a candidate.~~

Sec. 2. 20-A MRSA §251, sub-§2, as enacted by PL 1981, c. 693, §§5 and 8, is amended to read:

2. Term. The commissioner shall ~~serve~~is at the pleasure of the ~~Governor~~state board.

Sec. 3. 20-A MRSA §401-A, sub-§2, as enacted by PL 1987, c. 395, Pt. A, §47, is amended to read:

2. Appointing and advising commissioner. ~~Advising~~Appointing and advising the commissioner in the administration of all the mandated responsibilities of that position; and

Sec. 4. 20-A MRSA §405, sub-§2, as enacted by PL 1981, c. 693, §§5 and 8, is amended to read:

2. Appointing and advisory role. The state board shall appoint and advise the commissioner concerning matters contained in this Title.

SUMMARY

This bill changes the authority for appointing the Commissioner of Education from the Governor to the State Board of Education.