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EDUCATION AND CULTURAL AFFAIRS

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STATE OF MAINE

SENATE

125TH LEGISLATURE

SECOND REGULAR SESSION

COMMITTEE AMENDMENT " " to S.P. 544, L.D. 1645, Bill, "An Act To Require the Maine Community College System, the University of Maine System and the Maine Maritime Academy To Report the Number of Students Enrolled in Remedial Courses"

Amend the bill in section 1 in §10012 by striking out all of subsections 1 and 2 and inserting the following:

1. Remedial courses. Using information that is already collected by the Maine Community College System, the University of Maine System and the Maine Maritime Academy, referred to in this section as "the public institutions of higher education," as part of the admissions and academic placement process, the President of the Maine Community College System, the Chancellor of the University of Maine System and the President of the Maine Maritime Academy shall annually compile the data so as to demonstrate:

A. The total number of traditional students who are enrolled in remedial courses in English language arts and mathematics, which must be disaggregated by campus and by subject area;

B. The name of each secondary school in the State from which a traditional student enrolled in a remedial course received a high school diploma and the number of those students from each of those schools; and

C. The retention and graduation rates for traditional students who were enrolled in remedial courses in English language arts and mathematics, which must be disaggregated by campus.

For the purposes of this section, "traditional student" means a student who has attended any accredited public school, private school or public charter school in the State and received a high school diploma from a secondary school in the State or who has participated in a home instruction program pursuant to section 5001-A, subsection 3, paragraph A and who in the following academic year matriculates as a first-time, full-time student in a public institution of higher education.

COMMITTEE AMENDMENT

1 **2. Forms for school administrative unit evaluation.** The public institutions of
2 higher education shall develop forms for evaluation of school administrative units. The
3 forms developed by the public institutions of higher education must include the
4 information compiled under subsection 1 and may include but are not limited to the
5 following information:

6 A. Admissions data, including the total number of students and the mean score on a
7 nationally accepted aptitude test for students who applied, were admitted and
8 enrolled;

9 B. Enrollment data, including the total number of students enrolled in each of the
10 colleges or academic departments within the public institution of higher education;

11 C. The number of first-generation college students;

12 D. The average test scores attained by students matriculating within each public
13 institution of higher education on a nationally accepted placement test used to
14 determine students' levels of academic readiness;

15 E. The percentage of students by selected subject areas who require remedial
16 coursework before they may enroll in other college-level courses;

17 F. First-year students' grade point averages and the actual mean grade point average
18 for the students' first semester and first year;

19 G. First-year students' grades in selected courses; and

20 H. The enrollment status of students one year after matriculation, including whether
21 the students are still enrolled, have withdrawn or were suspended.

22 **3. Personally identifiable information.** In reporting pursuant to subsection 4 the
23 information compiled under subsection 1, the public institutions of higher education shall
24 manage education records in compliance with the federal Family Educational Rights and
25 Privacy Act of 1974, 20 United States Code, Section 1232g. The public institutions of
26 higher education may not make public any information that could identify an individual
27 student and shall ensure that the purpose of reporting disaggregated data for students
28 enrolled in remedial courses is to conduct research for the purpose of evaluating and
29 improving education programs. To ensure that personally identifiable information that
30 would make a student's identity easily traceable is not disclosed, the public institutions of
31 higher education may not report disaggregated information compiled under subsection 1
32 if the total number of traditional students who received high school diplomas from the
33 same secondary school and enrolled in the same remedial course at the same campus is 5
34 or fewer.

35 **4. Report.** Beginning with the 2012-2013 academic year, the President of the Maine
36 Community College System, the Chancellor of the University of Maine System and the
37 President of the Maine Maritime Academy shall each report the information compiled
38 under this section and recommendations for strategies that may result in fewer students
39 enrolling in remedial courses at postsecondary educational institutions and strategies for
40 improving the retention and graduation rates for students who were enrolled in remedial
41 courses. The reports must be submitted by January 1st of each year to the commissioner
42 and to the joint standing committee of the Legislature having jurisdiction over education
43 and cultural affairs. The public institutions of higher education shall publish the annual

1 reports on their publicly accessible websites. The public institutions of higher education
2 shall provide the information to the department and the school boards and superintendents
3 of school administrative units whose graduates are enrolled as first-time, full-time
4 students at a campus in one of the public institutions of higher education.

5 **5. Contingent repeal.** This section is repealed July 1, 2016 unless the commissioner
6 certifies to the Secretary of State, the Secretary of the Senate, the Clerk of the House of
7 Representatives and the Revisor of Statutes before that date that the United States
8 Congress has enacted legislation requiring public institutions of higher education to
9 compile and report substantially the same data.'

10 Amend the bill by adding after section 1 the following:

11 **Sec. 2. Longitudinal data system; status report.** The Commissioner of
12 Education shall provide a report by February 2, 2013 to the joint standing committee of
13 the Legislature having jurisdiction over education and cultural affairs on the status of the
14 Maine Statewide Longitudinal Data System established pursuant to the Maine Revised
15 Statutes, Title 20-A, section 6005. The report must provide details on the implementation
16 of the longitudinal data system, including:

17 1. The current capacity of the longitudinal data system to compile, maintain and
18 disseminate information concerning the educational histories, placement, employment
19 and other measures of success of participants in state educational programs;

20 2. The timeline for implementation of the longitudinal data system, including the
21 expected dates for full deployment of the system;

22 3. The identification of funding sources to meet the ongoing costs to maintain and
23 update the longitudinal data system; and

24 4. The training opportunities provided for educators statewide related to the
25 longitudinal data system and the status of the Department of Education's plan to provide
26 ongoing professional development and training for teachers and school officials on the
27 use of data to inform instructional practices.

28 **Sec. 3. Appropriations and allocations.** The following appropriations and
29 allocations are made.

30 **COMMUNITY COLLEGE SYSTEM, BOARD OF TRUSTEES OF THE MAINE**

31 **Maine Community College System - Board of Trustees 0556**

32 Initiative: Provides funds for the cost associated with collecting and compiling additional
33 data related to students enrolled in certain remedial courses.

34	GENERAL FUND	2011-12	2012-13
35	All Other	\$0	\$130,000
36			
37	GENERAL FUND TOTAL	\$0	\$130,000

1	COMMUNITY COLLEGE SYSTEM, BOARD OF		
2	TRUSTEES OF THE MAINE		
3	DEPARTMENT TOTALS	2011-12	2012-13
4			
5	GENERAL FUND	\$0	\$130,000
6			
7	DEPARTMENT TOTAL - ALL FUNDS	\$0	\$130,000

8 **UNIVERSITY OF MAINE SYSTEM, BOARD OF TRUSTEES OF THE**
 9 **Educational and General Activities - UMS 0031**
 10 Initiative: Provides funds for the cost associated with collecting and compiling additional
 11 data related to students enrolled in certain remedial courses.

12	GENERAL FUND	2011-12	2012-13
13	All Other	\$0	\$122,500
14			
15	GENERAL FUND TOTAL	\$0	\$122,500

16	UNIVERSITY OF MAINE SYSTEM, BOARD OF		
17	TRUSTEES OF THE		
18	DEPARTMENT TOTALS	2011-12	2012-13
19			
20	GENERAL FUND	\$0	\$122,500
21			
22	DEPARTMENT TOTAL - ALL FUNDS	\$0	\$122,500

23	SECTION TOTALS	2011-12	2012-13
24			
25	GENERAL FUND	\$0	\$252,500
26			
27	SECTION TOTAL - ALL FUNDS	\$0	\$252,500
28			

29 **SUMMARY**

30 This amendment is the minority report of the Joint Standing Committee on Education
 31 and Cultural Affairs. The amendment makes the following changes to the bill.

32 1. It limits the compilation of information to remedial courses in English language
 33 arts and mathematics.

34 2. To ensure that personally identifiable information that would make a student's
 35 identity easily traceable is not disclosed, it prohibits an institution of higher education
 36 from reporting disaggregated data for students enrolled in remedial courses when there

1 are 5 or fewer traditional students who received high school diplomas from the same
2 secondary school and enrolled in the same remedial course at the same campus.

3 3. It eliminates the provision in the bill that requires the public institutions of higher
4 education to report information on students enrolled in remedial courses to school boards
5 and superintendents of school administrative units whose high school graduates are
6 enrolled in remedial courses.

7 4. It adds a repeal provision to provide that the compilation and reporting
8 requirements related to remedial education are repealed July 1, 2016 unless the United
9 States Congress enacts a law by this date that requires the compilation and reporting of
10 substantially the same data required by this legislation by public institutions of higher
11 education.

12 5. It adds a provision to the bill to require that the Maine Community College
13 System, the University of Maine System and the Maine Maritime Academy develop
14 forms for reporting information for school administrative unit evaluation in order to
15 provide beneficial performance information to the public institutions of higher education,
16 the Department of Education and the school boards and superintendents of the school
17 administrative units whose graduates are enrolled as first-time, full-time students at a
18 campus in one of the public institutions of higher education.

19 6. It directs the Commissioner of Education to provide a status report by February 2,
20 2013 to the joint standing committee of the Legislature having jurisdiction over education
21 and cultural affairs on the implementation of the Maine Statewide Longitudinal Data
22 System established pursuant to the Maine Revised Statutes, Title 20-A, section 6005.

23 It adds an appropriations and allocations section.

24 **FISCAL NOTE REQUIRED**

25 **(See attached)**