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Date: (Filing No. H-)

EDUCATION AND CULTURAL AFFAIRS

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**STATE OF MAINE
HOUSE OF REPRESENTATIVES
128TH LEGISLATURE
SECOND REGULAR SESSION**

COMMITTEE AMENDMENT “ ” to H.P. 1338, L.D. 1900, Bill, “An Act To Repeal Proficiency-based Diplomas”

Amend the bill by striking out the title and substituting the following:

'An Act To Ensure the Successful Implementation of Proficiency-based Diplomas'

Amend the bill by striking out everything after the enacting clause and before the summary and inserting the following:

'Sec. 1. 20-A MRSA §4722-A, sub-§1, ¶B-1, as enacted by PL 2015, c. 489, §2, is amended to read:

B-1. Phase in the following diploma requirements from the ~~2020-2021~~ 2021-2022 school year to the ~~2024-2025~~ 2025-2026 school year:

- (1) For a student graduating in the graduating class of ~~2020-2021~~ 2021-2022, certify that the student has demonstrated proficiency in meeting the state standards in the content areas of English language arts, mathematics, science and technology and social studies;
- (2) For a student graduating in the graduating class of ~~2021-2022~~ 2022-2023, certify that the student has demonstrated proficiency in meeting the state standards in the content areas of English language arts, mathematics, science and technology, social studies and at least one additional content area of the student's choice;
- (3) For a student graduating in the graduating class of ~~2022-2023~~ 2023-2024, certify that the student has demonstrated proficiency in meeting the state standards in the content areas of English language arts, mathematics, science and technology, social studies and at least 2 additional content areas of the student's choice;
- (4) For a student graduating in the graduating class of ~~2023-2024~~ 2024-2025, certify that the student has demonstrated proficiency in meeting the state

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1 standards in the content areas of English language arts, mathematics, science and
2 technology, social studies and at least 3 additional content areas of the student's
3 choice; and

4 (5) For a student graduating in the graduating class of ~~2024-2025~~ 2025-2026 and
5 for each subsequent graduating class, certify that the student has demonstrated
6 proficiency in meeting the state standards in all content areas.

7 For the purposes of this paragraph, "content areas" refers to the content areas of the
8 system of learning results established under section 6209.

9 **Sec. 2. 20-A MRSA §4722-A, sub-§3, ¶A**, as amended by PL 2015, c. 489, §2,
10 is further amended to read:

11 A. A student who is a child with a disability, as defined in section 7001, subsection
12 1-B, may meet the requirements of subsection 1 and ~~become eligible for a diploma by~~
13 ~~demonstrating proficiency in state standards established in the system of learning~~
14 ~~results through performance tasks and accommodations that maintain the integrity of~~
15 ~~the standards as specified in the student's individualized education program by the~~
16 ~~student's individualized education program team pursuant to the requirements of~~
17 ~~chapter 301 be awarded a diploma indicating graduation from a secondary school by~~
18 ~~demonstrating proficiency in state standards established in the system of learning~~
19 ~~results in accordance with the student's individualized education program pursuant to~~
20 ~~the requirements of chapter 301. The individualized education program developed in~~
21 ~~the 2nd year of high school must specify how the student's disability affects~~
22 ~~achievement of proficiency in each content area and specify how the student will~~
23 ~~demonstrate proficiency in each area.~~

24 **Sec. 3. 20-A MRSA §4722-A, sub-§3, ¶B-2**, as enacted by PL 2015, c. 489, §2,
25 is amended to read:

26 B-2. For the graduating class of ~~2020-2021~~ 2021-2022 and each subsequent
27 graduating class, a student who has satisfactorily completed a ~~state-approved career~~
28 ~~and technical education program of study and either separate or integrated study~~
29 ~~within the career and technical school curriculum, including through career and~~
30 ~~technical education programs and courses as defined in department rules established~~
31 ~~pursuant to section 8306-B, or who has met 3rd-party-verified national or state~~
32 ~~industry standards set forth in department rules established pursuant to section~~
33 ~~8306-B or earned 6 credits in a dual enrollment career and technical education~~
34 ~~program formed pursuant to chapter 229 from a regionally accredited institution of~~
35 ~~higher education and who has successfully demonstrated proficiency in meeting state~~
36 ~~standards in the content areas and the guiding principles set forth in department rules~~
37 ~~governing implementation of the system of learning results established pursuant to~~
38 ~~section 6209, is eligible to receive a high school diploma from the secondary school~~
39 ~~the student last attended. A student may be awarded a high school diploma from the~~
40 ~~secondary school the student last attended in accordance with the phase-in of the~~
41 ~~following diploma requirements for the graduating class of 2020-2021~~ 2021-2022 to
42 the graduating class of ~~2023-2024~~ 2024-2025:

1 (1) For a student graduating in the graduating class of ~~2020-2021~~ 2021-2022, the
2 student has demonstrated proficiency in meeting the state standards in the content
3 areas of English language arts, mathematics and social studies;

4 (2) For a student graduating in the graduating class of ~~2021-2022~~ 2022-2023, the
5 student has demonstrated proficiency in meeting the state standards in the content
6 areas of English language arts, mathematics, social studies and at least one
7 additional content area of the student's choosing;

8 (3) For a student graduating in the graduating class of ~~2022-2023~~ 2023-2024, the
9 student has demonstrated proficiency in meeting the state standards in the content
10 areas of English language arts, mathematics, social studies and at least 2
11 additional content areas of the student's choosing; and

12 (4) For a student graduating in the graduating class of ~~2023-2024~~ 2024-2025 and
13 in each subsequent graduating class, the student has demonstrated proficiency in
14 meeting the state standards in the content areas of English language arts,
15 mathematics, social studies and at least 3 additional content areas of the student's
16 choosing.

17 For the purposes of this paragraph, "content areas" refers to the content areas of the
18 system of learning results established under section 6209.

19 **Sec. 4. 20-A MRSA §4722-A, sub-§6-A** is enacted to read:

20 **6-A. Development and implementation of proficiency-based system.** A school
21 administrative unit shall implement and review proficiency-based diploma requirements
22 and transcripts in collaboration with teachers, principals, administrators, school board
23 members, parents and other members of the public in accordance with this subsection.

24 A. Each school administrative unit shall convene a stakeholder group to determine
25 the status of that school administrative unit's implementation of a proficiency-based
26 system and identify measures necessary to meet the deadlines established in this
27 section. The stakeholder group shall develop appropriate training for all educators in
28 the proficiency-based system. The stakeholder group shall report on the school
29 administrative unit's implementation of the proficiency-based system in accordance
30 with a schedule established by the department. Prior to implementing a
31 proficiency-based system, each school administrative unit shall provide training
32 developed by the stakeholder group to all educators in the unit.

33 (1) Except as provided in subparagraph (2), the majority of the members of the
34 stakeholder group must be teachers, 2/3 of whom must have the endorsement of
35 the majority of the teachers in the school administrative unit and 2/3 of whom
36 must have the endorsement of the majority of the school administrative unit's
37 governing body.

38 (2) If, prior to the effective date of this paragraph, a school administrative unit
39 establishes a stakeholder group for the purpose of implementing a
40 proficiency-based system, then that existing group of stakeholders may continue
41 as constituted and is not required to meet the requirements of subparagraph (1) as

