

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND TWENTY-SECOND LEGISLATURE

FIRST REGULAR SESSION
December 1, 2004 to March 30, 2005

FIRST SPECIAL SESSION
April 4, 2005 to June 18, 2005

THE GENERAL EFFECTIVE DATE FOR
FIRST REGULAR SESSION
NON-EMERGENCY LAWS IS
JUNE 29, 2005

THE GENERAL EFFECTIVE DATE FOR
FIRST SPECIAL SESSION
NON-EMERGENCY LAWS IS
SEPTEMBER 17, 2005

PUBLISHED BY THE REVISOR OF STATUTES
IN ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,
TITLE 3, SECTION 163-A, SUBSECTION 4.

Penmor Lithographers
Lewiston, Maine
2005

by any person on school grounds or other school property; and

Sec. 3. 20-A MRSA §1001, sub-§15, ¶H is enacted to read:

H. Establish policies and procedures to address bullying, harassment and sexual harassment.

Sec. 4. Development of model policies to address bullying, harassment and sexual harassment. The Commissioner of Education shall direct the Subcommittee on School and Community Climate of the Children's Cabinet to develop model policies to address bullying, harassment and sexual harassment in schools. In developing these model policies, the subcommittee shall, no later than February 15, 2006:

1. Provide a description of behaviors that constitute bullying, harassment and sexual harassment;
2. Provide specific guidelines for the enhancement and enforcement of student codes of conduct adopted in accordance with the Maine Revised Statutes, Title 20-A, section 1001, subsection 15;
3. Present the guidelines in a manner appropriate for inclusion in staff and faculty handbooks;
4. Develop a manual to instruct parents, teachers and school administrators on how to implement policies on bullying, harassment and sexual harassment, including recommendations for procedures to be included in a school handbook; and
5. Create training modules for school staff and administration specific to recognizing and implementing procedures to address bullying, harassment and sexual harassment. Training modules must be developed for delivery regionally via interactive television, in person at workshops and conferences and online as Internet-based teaching tools.

By February 1, 2006 the commissioner shall report to the Joint Standing Committee on Education and Cultural Affairs on the subcommittee's progress in developing model policies, procedures and training materials.

Sec. 5. Implementation of policies and procedures to address bullying, harassment and sexual harassment. School administrative units shall establish or modify policies and procedures to address bullying, harassment and sexual harassment in a manner consistent with the model policies developed in accordance with section 4. Each school administrative unit must have such policies and procedures in place by September 1, 2006.

See title page for effective date.

CHAPTER 308

H.P. 771 - L.D. 1118

An Act Relating to Disclosures in Political Advertising

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

Sec. 1. 21-A MRSA §1014, sub-§3-B is enacted to read:

3-B. Newspapers. A newspaper may not publish a communication described in subsection 1 or 2 without including the disclosure required by this section. For purposes of this subsection, "newspaper" includes any printed material intended for general circulation or to be read by the general public. When necessary, a newspaper may seek the advice of the commission regarding whether or not the communication requires the disclosure.

Sec. 2. 21-A MRSA §1055, as amended by PL 2003, c. 615, §2, is further amended by adding after the 2nd paragraph a new paragraph to read:

A newspaper may not publish a communication described in this section without including the disclosure required by this section. For purposes of this paragraph, "newspaper" includes any printed material intended for general circulation or to be read by the general public. When necessary, a newspaper may seek the advice of the commission regarding whether or not the communication requires the disclosure.

See title page for effective date.

CHAPTER 309

H.P. 779 - L.D. 1136

An Act To Implement the Recommendations of the Legislative Youth Advisory Council

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

Sec. 1. 22 MRSA §4067 is enacted to read:

§4067. Permission for participation in school activities

The department shall develop and disseminate a standard form to be used by school administrative units to authorize participation by children in the custody of the department in school athletics, field trips and other extracurricular activities. This form