

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND TWENTY-THIRD LEGISLATURE

FIRST REGULAR SESSION
December 6, 2006 to June 21, 2007

THE GENERAL EFFECTIVE DATE FOR
FIRST REGULAR SESSION
NON-EMERGENCY LAWS IS
SEPTEMBER 20, 2007

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

Penmor Lithographers
Lewiston, Maine
2007

employed and the contributions in taxes resulting from such employment.

3. The group shall propose guidelines for the best practices in supported employment, to be incorporated into contracts with provider agencies by July 1, 2008.

4. The group shall submit its report to the Joint Standing Committee on Labor no later than January 15, 2008.

PART B

Sec. B-1. Public and Private Sector Task Force; creation. Resolved: That, in order to facilitate the development and implementation of a media outreach campaign that increases awareness and promotes the employment of Maine residents with disabilities, the Maine Jobs Council shall convene the Public and Private Sector Task Force, referred to in this Part as "the task force," to oversee the development of a professional strategic marketing plan by marketing professionals and to identify resources for employer outreach. In establishing the task force, the Maine Jobs Council shall invite the participation of government agencies, public and private sector employers and people with disabilities and their advocates. The Maine Jobs Council shall submit a report summarizing the work of the task force to the Joint Standing Committee on Labor no later than January 15, 2008; and be it further

Sec. B-2. Funding. Resolved: That the Department of Labor shall seek outside funds from the Federal Government, nonprofit foundations or other appropriate public or private sources to fund the costs of developing a strategic marketing plan and identifying resources for employer outreach. Contributions to support these efforts may not be accepted from any party having a pecuniary or other vested interest in the outcome of the plan or compilation. To the extent that outside contributions are inadequate to pay for all costs, the Department of Labor shall make every effort to complete the plan and resource identification within existing budgeted resources; and be it further

Sec. B-3. Appropriations and allocations. Resolved: That the following appropriations and allocations are made.

**LABOR, DEPARTMENT OF
Maine Jobs Council N012**

Initiative: Provides a base allocation for the Maine Jobs Council in the event that outside funding is received for the costs of developing a strategic marketing plan and identifying resources for employer outreach.

OTHER SPECIAL REVENUE FUNDS	2007-08	2008-09
All Other	\$500	\$0

OTHER SPECIAL	\$500	\$0
REVENUE FUNDS TOTAL		

See title page for effective date.

CHAPTER 102

H.P. 1011 - L.D. 1442

**Resolve, To Increase Physical
Education for Elementary
School Students**

Sec. 1. Convening of a team to develop and implement a plan for improving physical education in elementary schools. Resolved: That the Commissioner of Education, the Commissioner of Health and Human Services and the cochairs of the Governor's Council on Physical Fitness, Sports, Health and Wellness shall invite interested parties to serve on a planning and oversight team to be known as "PE4ME." PE4ME must include individuals and representatives of agencies and associations with expertise in health, health promotion, elementary education and teacher certification in physical education.

1. First meeting; subcommittees and staff support. The commissioners and cochairs of the council shall convene the first meeting of PE4ME no later than 30 days after the effective date of this resolve. PE4ME may create subcommittees and seek assistance from outside the team membership in addressing its charge and meeting its responsibilities. The commissioners shall provide staff and technical assistance to PE4ME within existing resources.

2. Duties. PE4ME shall examine national guidelines for physical education for students in kindergarten to grade 8. PE4ME shall develop recommendations for each grade level including the minimum number of minutes of physical education per day or week and appropriate physical activities. PE4ME shall develop a timeline for implementing its recommendations and explore federal and private funding available to supplement state resources. The implementation timeline must include clear benchmarks for phasing in the recommendations, with a goal of complete implementation by the beginning of the 2010-2011 school year.

3. Considerations. PE4ME shall examine the capacity within the State to train and certify physical education teachers. PE4ME shall review the system of learning results established pursuant to the Maine Revised Statutes, Title 20-A, section 6209 regarding physical education and propose changes if needed to improve physical education. PE4ME shall develop an approach to including physical education funding as part of the essential programs and services funding

model. PE4ME shall develop consistent measures for evaluating physical education programs and consider the need for alternative standards for small, rural or isolated schools based on a potential hardship or additional time needed to comply with the recommended standards.

4. Reports. PE4ME shall report to the Joint Standing Committee on Health and Human Services and the Joint Standing Committee on Education and Cultural Affairs no later than December 31, 2007. The report must present the recommendations of PE4ME and a detailed implementation plan. Following the initial report, the Commissioner of Education shall provide the joint standing committee having jurisdiction over education matters with updates on the progress of implementing the plan at least once every 6 months until the plan is completely implemented; and be it further

Sec. 2. Legislation authorized. Resolved: That the Joint Standing Committee on Education and Cultural Affairs may submit legislation to the Second Regular Session of the 123rd Legislature regarding physical education for elementary school students.

See title page for effective date.

**CHAPTER 103
H.P. 596 - L.D. 780**

**Resolve, Directing the
Commissioner of Economic
and Community Development
To Convene a Working Group
To Advance the
Redevelopment of Mill
Buildings**

Sec. 1. Working group. Resolved: That the Commissioner of Economic and Community Development shall appoint members to a working group to advance the redevelopment of mill buildings. Members of the working group must include representatives of the Department of Economic and Community Development; the Maine Historic Preservation Commission; the Executive Department, State Planning Office; the Department of Public Safety, Office of the State Fire Marshal; and the Department of Administrative and Financial Services, Bureau of Revenue Services. The working group shall evaluate options to encourage the redevelopment of significant but not historic mill buildings. The working group must review the obstacles to mill redevelopment including building code issues and the availability of federal grants or tax credits, including the credit for qualified rehabilitation expenditures as defined in Section 47 of the Internal Revenue Code; and be it further

Sec. 2. Reporting date established. Resolved: That the Commissioner of Economic and Community Development shall report the working group's findings, including any funding recommendations, to the Joint Standing Committee on Taxation and the Joint Standing Committee on Business, Research and Economic Development by February 1, 2008.

See title page for effective date.

**CHAPTER 104
H.P. 707 - L.D. 932**

**Resolve, To Study Incentives
To Encourage All-terrain
Vehicle Registrants To Join
Local All-terrain Vehicle Clubs**

Sec. 1. Department of Conservation to convene group of stakeholders to study incentives to encourage all-terrain vehicle registrants to join local all-terrain vehicle clubs. Resolved: That the Department of Conservation shall convene a group of stakeholders to study incentives, including, but not limited to, possible financial incentives, to encourage all-terrain vehicle registrants to join local all-terrain vehicle clubs. The stakeholders group must include at least one representative from the Department of Inland Fisheries and Wildlife, one representative from the Alliance of Trail Vehicles of Maine, 2 people representing large landowners, one person representing a small landowner group, one person representing a farm or agriculture group, one person representing a land trust and any other interested parties, all of whom are selected by the Department of Conservation with input from the Department of Inland Fisheries and Wildlife; and be it further

Sec. 2. Report. Resolved: That the Department of Conservation shall report the findings and recommendations of the study by the stakeholders group convened pursuant to section 1 and may submit proposed legislation to the Joint Standing Committee on Inland Fisheries and Wildlife no later than December 5, 2007. The Joint Standing Committee on Inland Fisheries and Wildlife may submit legislation related to that report to the Second Regular Session of the 123rd Legislature.

See title page for effective date.