

# MAINE STATE LEGISLATURE

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**LAWS**  
**OF THE**  
**STATE OF MAINE**

**AS PASSED BY THE**

**ONE HUNDRED AND TWENTY-THIRD LEGISLATURE**

**SECOND REGULAR SESSION**  
**January 2, 2008 to March 31, 2008**

**FIRST SPECIAL SESSION**  
**April 1, 2008 to April 18, 2008**

**THE GENERAL EFFECTIVE DATE FOR**  
**SECOND REGULAR SESSION**  
**NON-EMERGENCY LAWS IS**  
**JUNE 30, 2008**

**THE GENERAL EFFECTIVE DATE FOR**  
**FIRST SPECIAL SESSION**  
**NON-EMERGENCY LAWS IS**  
**JULY 18, 2008**

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

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**Penmor Lithographers**  
**Lewiston, Maine**  
**2008**

**Sec. 4. Appointments; convening of stakeholder group. Resolved:** That all appointments must be made no later than 30 days following the effective date of this resolve. The appointing authorities shall notify the Commissioner of Education of the names of and contact information for the stakeholder group members once all appointments have been completed. Within 15 days after appointment of all members, the Commissioner of Education shall call and convene the first meeting of the stakeholder group and shall notify the stakeholder group members of the appointments to the stakeholder group and the agenda for the organizational meeting of the stakeholder group. During the first meeting, the stakeholder group may establish a policy regarding the ability of a member to be represented by a designee in the event the member is not able to attend a stakeholder group meeting; and be it further

**Sec. 5. Duties. Resolved:** That the stakeholder group shall examine the current statutes and rules that pertain to the curriculum requirements and standards for awarding a high school diploma and shall develop recommendations that demonstrate how students can meet graduation requirements using multiple pathways that include career and technical education programs. The stakeholder group shall review the provisions of the Maine Revised Statutes, Title 20-A, chapter 207-A, other relevant provisions of the education statutes and state rules pertaining to the curriculum requirements and standards for awarding a high school diploma, including Department of Education Rule Chapter 125: Basic Approval Standards: Public Schools and School Administrative Units and Department of Education Rule Chapter 127: Instructional Program, Assessment and Diploma Requirements.

The stakeholder group shall develop and present a model that integrates secondary school curricula, programs and services so that all secondary students can graduate from high school well prepared for the challenges of the 21st century. In examining the current statutes and rules that pertain to the curriculum requirements and standards for awarding a high school diploma, the stakeholder group shall develop recommendations that demonstrate how students can meet graduation requirements using multiple pathways that include career and technical education programs. The stakeholder group may examine other issues pertaining to curriculum requirements and standards for awarding a high school diploma that the stakeholder group membership determines to be useful or necessary in examining this policy matter; and be it further

**Sec. 6. Technical assistance. Resolved:** That the Department of Education shall provide necessary staffing services, including funding, for the stakeholder group. Stakeholder group members are not entitled to receive reimbursement for travel and other necessary expenses related to their attendance at au-

thorized meetings of the stakeholder group; and be it further

**Sec. 7. Meetings. Resolved:** That the stakeholder group shall hold up to 5 meetings, including the organizational meeting convened by the Commissioner of Education. The agenda for the organizational meeting of the stakeholder group must include the selection of a chair, the development of a work plan and the scheduling of not more than 4 additional meetings. The stakeholder group shall provide time for public comment during at least one of its meetings; and be it further

**Sec. 8. Report. Resolved:** That the stakeholder group shall submit a report to the Commissioner of Education no later than November 28, 2008 that includes its findings, recommendations and any suggested changes to the Maine Revised Statutes or Department of Education rules that pertain to the curriculum requirements and standards for awarding a high school diploma. The commissioner shall report to the joint standing committee of the Legislature having jurisdiction over education matters by January 30, 2009 on the report submitted by the stakeholder group and on the status of rulemaking for Department of Education Rule Chapter 125: Basic Approval Standards: Public Schools and School Administrative Units and Department of Education Rule Chapter 127: Instructional Program, Assessment and Diploma Requirements.

See title page for effective date.

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## CHAPTER 174

### H.P. 1502 - L.D. 2122

#### **Resolve, Regarding Legislative Review of Portions of Chapter 64: Maine School Facilities Program and School Revolving Renovation Fund, a Major Substantive Rule of the Department of Education**

**Emergency preamble. Whereas,** acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

**Whereas,** the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A requires legislative authorization before major substantive agency rules may be finally adopted by the agency; and

**Whereas,** the above-named major substantive rule has been submitted to the Legislature for review; and

**Whereas**, immediate enactment of this resolve is necessary to record the Legislature's position on final adoption of the rule; and

**Whereas**, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore, be it

**Sec. 1. Adoption. Resolved:** That final adoption of portions of Chapter 64: Maine School Facilities Program and School Revolving Renovation Fund, a provisionally adopted major substantive rule of the Department of Education that has been submitted to the Legislature for review pursuant to the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A, is authorized.

**Emergency clause.** In view of the emergency cited in the preamble, this legislation takes effect when approved.

Effective March 31, 2008.

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**CHAPTER 175**

**H.P. 1538 - L.D. 2164**

**Resolve, Regarding Legislative Review of Portions of Chapter 157: CO2 Budget Trading Program Waiver and Suspension, a Major Substantive Rule of the Department of Environmental Protection**

**Emergency preamble. Whereas**, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

**Whereas**, the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A requires legislative authorization before major substantive agency rules may be finally adopted by the agency; and

**Whereas**, the above-named major substantive rule has been submitted to the Legislature for review; and

**Whereas**, immediate enactment of this resolve is necessary to record the Legislature's position on final adoption of the rule; and

**Whereas**, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preserva-

tion of the public peace, health and safety; now, therefore, be it

**Sec. 1. Adoption. Resolved:** That final adoption of portions of Chapter 157: CO2 Budget Trading Program Waiver and Suspension, a provisionally adopted major substantive rule of the Department of Environmental Protection that has been submitted to the Legislature for review pursuant to the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A, is authorized.

**Emergency clause.** In view of the emergency cited in the preamble, this legislation takes effect when approved.

Effective March 31, 2008.

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**CHAPTER 176**

**S.P. 866 - L.D. 2239**

**Resolve, To Name a Road in Dexter after Harold Alfond**

**Emergency preamble. Whereas**, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

**Whereas**, the Legislature finds that it is important to recognize and remember, without delay, Harold Alfond, a great businessman and philanthropist of the State of Maine, with the designation of part of State Route 7 as the Harold Alfond Memorial Highway; and

**Whereas**, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

**Sec. 1. Harold Alfond Memorial Highway. Resolved:** That the part of State Route 7 that extends northeast from the town line between the towns of Dexter and Corinna to the town line between the towns of Dexter and Garland be named the Harold Alfond Memorial Highway to honor the memory of the late Harold Alfond, noted Maine businessman and philanthropist.

**Emergency clause.** In view of the emergency cited in the preamble, this legislation takes effect when approved.

Effective March 31, 2008.

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