

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND TWENTY-EIGHTH LEGISLATURE

SECOND SPECIAL SESSION
June 19, 2018 to September 13, 2018

THE GENERAL EFFECTIVE DATE FOR
SECOND SPECIAL SESSION
NON-EMERGENCY LAWS IS
DECEMBER 13, 2018

ONE HUNDRED AND TWENTY-NINTH LEGISLATURE

FIRST REGULAR SESSION
December 5, 2018 to June 20, 2019

THE GENERAL EFFECTIVE DATE FOR
FIRST REGULAR SESSION
NON-EMERGENCY LAWS IS
SEPTEMBER 19, 2019

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

Augusta, Maine
2019

ter, a rule adopted pursuant to this chapter or an order issued pursuant to this chapter, as well as disciplinary and enforcement actions and other relevant information about an appraisal management company's operations.

Sec. D-2. Maine Revised Statutes headnote reenacted. In the Maine Revised Statutes, Title 32, chapter 124-A, chapter headnote, the words "appraisal management company licensing" are reenacted and the Revisor of Statutes shall implement this revision when updating, publishing or republishing the statutes.

Sec. D-3. Licenses in effect on March 14, 2018; applications submitted on or before March 14, 2018. A license issued to an appraisal management company by the Department of Professional and Financial Regulation, Board of Real Estate Appraisers and in effect on March 14, 2018 remains in effect until the date of expiration specified in the license. The board shall review and approve or deny an application for an appraisal management company license that was submitted to the board with the required fee on or before March 14, 2018 and that was not finally acted upon before March 15, 2018.

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

Effective September 12, 2018, unless otherwise indicated.

CHAPTER 476

H.P. 1362 - L.D. 1917

An Act To Employ Veterans in Health Care To Meet Workforce Needs and Provide Funding to the Community College System To Support the Training of Nursing Students

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

Sec. 1. 32 MRSA §2251-A, as amended by PL 2003, c. 204, Pt. H, §6, is further amended to read:

§2251-A. Qualifications

An applicant for a license to practice as a licensed practical nurse shall submit to the board written evidence, verified by oath, that the applicant ~~has the following qualifications:~~ satisfies one of the following qualifications:

2. Approved program. The applicant ~~must have~~ completed a prescribed curriculum in a state-approved program for the preparation of practical nurses and holds a diploma or certificate: or

3. Military training and experience. The applicant:

A. Served on active duty in the medical corps of any branch of the Armed Forces of the United States and spent an aggregate of at least 12 months rendering bedside patient care;

B. Completed the basic course of instruction in nursing required by the branch of the Armed Forces of the United States in which the applicant served; and

C. Was honorably discharged from active duty.

Sec. 2. Appropriations and allocations. The following appropriations and allocations are made.

COMMUNITY COLLEGE SYSTEM, BOARD OF TRUSTEES OF THE MAINE

Maine Community College System - Board of Trustees 0556

Initiative: Provides ongoing funds to support the hiring of additional nursing faculty to create a new cohort of nursing students at Central Maine Community College.

GENERAL FUND	2017-18	2018-19
All Other	\$0	\$200,000
GENERAL FUND TOTAL	\$0	\$200,000

Maine Community College System - Board of Trustees 0556

Initiative: Provides ongoing funds to support the hiring of additional nursing faculty and the acquisition of equipment and instructional space to expand student capacity at Eastern Maine Community College.

GENERAL FUND	2017-18	2018-19
All Other	\$0	\$250,000
GENERAL FUND TOTAL	\$0	\$250,000

Maine Community College System - Board of Trustees 0556

Initiative: Provides one-time funds to support the acquisition of a nursing simulator at Northern Maine Community College.

GENERAL FUND	2017-18	2018-19
All Other	\$0	\$200,000
GENERAL FUND TOTAL	\$0	\$200,000

Maine Community College System - Board of Trustees 0556

Initiative: Provides ongoing funds to support the hiring of additional nursing faculty and the acquisition of equipment to create a new cohort of nursing students at Southern Maine Community College.

GENERAL FUND	2017-18	2018-19
All Other	\$0	\$200,000
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GENERAL FUND TOTAL	\$0	\$200,000
COMMUNITY COLLEGE SYSTEM, BOARD OF TRUSTEES OF THE MAINE		
DEPARTMENT TOTALS		
	2017-18	2018-19
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GENERAL FUND	\$0	\$850,000
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DEPARTMENT TOTAL - ALL FUNDS	\$0	\$850,000

See title page for effective date.

CHAPTER 477

H.P. 1366 - L.D. 1924

An Act To Improve Information Sharing Relating to Investigations of Educators

Mandate preamble. This measure requires one or more local units of government to expand or modify activities so as to necessitate additional expenditures from local revenues but does not provide funding for at least 90% of those expenditures. Pursuant to the Constitution of Maine, Article IX, Section 21, 2/3 of all of the members elected to each House have determined it necessary to enact this measure.

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

Sec. 1. 20-A MRSA §13025, as amended by PL 2017, c. 235, §29 and affected by §41, is repealed and the following enacted in its place:

§13025. Investigations

1. Definitions. As used in this section, unless the context otherwise indicates, the following terms have the following meanings.

A. "Boundaries" means the physical, emotional and social structures that ensure that interactions with a student have a legitimate academic purpose.

B. "Covered investigation" means an investigation by a school entity into the conduct of a holder of a credential that a school entity has a reasonable expectation would affect the credential holder's employment or contracted service because the conduct involves alcohol, illegal drugs, physical abuse, emotional abuse, violating boundaries, inappropriate contact between a credential holder and a student, stalking, or similar behavior that may endanger the health, safety or welfare of a student.

C. "School entity" means an approved private school, school administrative unit, public charter school, school management and leadership center, school in the unorganized territory or school operated by the State.

2. Subpoenas. When conducting an investigation relating to the credentialing of personnel under chapter 501 and this chapter and rules of the state board, the commissioner may issue subpoenas for education records relevant to that investigation.

3. Duties of school entities. A school entity shall notify the department within 15 business days of the school entity's initiating a covered investigation. The school entity shall notify the department immediately if the credential holder is put on administrative leave, suspended or terminated as part of a covered investigation. The notification must include the matter being investigated. Within 5 business days after completion of a covered investigation, the school entity shall notify the department in writing of the final outcome of the investigation, including, but not limited to, any actions taken, and shall provide to the department any final report produced.

4. Duties of department. The department shall notify school entities in accordance with this subsection.

A. The department shall notify the superintendent or chief administrative officer of a school entity within 15 business days of the department's initiating an investigation into a holder of a credential who works for the school entity and shall notify the school entity immediately if the department takes action on that credential. Within 5 business days after completion of an investigation, the department shall notify each school entity for which the credential holder works of the final outcome of the investigation, including, but not limited to, any actions taken, and shall provide to the school entity any final written decision.

B. Immediately upon receipt from a school entity of notification pursuant to subsection 3 of a covered investigation or administrative leave, suspension or termination, the department shall notify the superintendent or chief administrative officer of all other school entities for which the credential