

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

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

Sec. 1. Task force on childhood trauma response guidance. Resolved: That the Commissioner of Education shall convene a task force, inviting the participation of experts and interested parties, to develop guidance for kindergarten to grade 12 administrators on appropriate training and responses to childhood trauma. In developing the guidance, the task force shall consult with any other task force or work group convened by the Department of Education whose work may inform the work of this task force and consider the following topics:

1. Training for preschool and kindergarten to grade 12 teachers, administrators and other faculty on adverse childhood experiences and trauma, including the establishment of state certification rules regarding training hours in trauma and the effect of trauma on learning and behavior;

2. A response-to-intervention process that includes behavioral health and social and emotional screening and referral to support procedures;

3. A policy that sets a standard ratio for students to support staff to ensure adequate staffing to meet the behavioral and emotional needs of students;

4. A social and emotional learning curriculum for kindergarten to grade 8;

5. An attendance policy and discipline policy that is established with a trauma-informed perspective; and

6. A policy that ensures publicly funded schools and preschools have the resources and funds necessary to develop school and school administrative unit action plans for addressing the needs of traumatized children and creating trauma-informed school environments.

Sec. 2. Report. Resolved: That the Commissioner of Education shall submit a report on the work of the task force under section 1 to the Joint Standing Committee on Education and Cultural Affairs by December 4, 2019. The committee is authorized to submit legislation related to the report to the Second Regular Session of the 129th Legislature.

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

Effective June 10, 2019.

CHAPTER 64

S.P. 509 - L.D. 1603

Resolve, To Coordinate a Plan To Expand Cellular Telephone Service

Sec. 1. Plan to expand cellular telephone service. Resolved: That the Department of Economic and Community Development, in coordination with the ConnectME Authority established in the Maine Revised Statutes, Title 5, section 12004-G, subsection 33-F, the Department of Administrative and Financial Services and the University of Maine System, Networkmaine, shall develop a plan to leverage state assets to expand cellular telephone service to underserved areas of the State. The plan may be developed in connection with any plans to expand broadband service prepared by the ConnectME Authority pursuant to the Maine Revised Statutes, Title 35-A, chapter 93.

Sec. 2. Report; authority for legislation. Resolved: That, no later than February 1, 2020, the Department of Economic and Community Development shall submit a report on the plan developed under section 1 to the Joint Standing Committee on Energy, Utilities and Technology. The committee may report out a bill to the Second Regular Session of the 129th Legislature related to the report.

See title page for effective date.

CHAPTER 65

H.P. 925 - L.D. 1283

Resolve, To Advance College Affordability by Convening a Task Force To Recommend a Sustainable Funding Model for Maintaining Maine's Public Higher Education Infrastructure

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 Task Force To Recommend a Sustainable Funding Model for Maintaining Maine's Public Higher Education Infrastructure is convened by this legislation to study how to adequately fund the infrastructure and related needs of public higher education institutions in the State; and

Whereas, the study must be initiated before the 90-day period expires in order that the study may be

completed and a report submitted in time for submission to the next legislative session; 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. Task force established. Resolved: That the Chancellor of the University of Maine System shall convene a task force, to be known as the Task Force To Recommend a Sustainable Funding Model for Maintaining Maine's Public Higher Education Infrastructure, referred to in this resolve as "the task force."

Sec. 2. Task force membership. Resolved: That the task force consists of 7 members as follows:

1. The Chancellor of the University of Maine System or the chancellor's designee, who shall serve as the task force chair;
2. The President of the Maine Community College System or the president's designee;
3. The President of the Maine Maritime Academy or the president's designee;
4. The Director of the Bureau of General Services within the Department of Administrative and Financial Services or the director's designee;
5. The director of school facilities within the Department of Education;
6. The Chief Executive Officer of the Finance Authority of Maine or the chief executive officer's designee; and
7. A member appointed by the Chancellor of the University of Maine System with relevant experience or expertise in finance or facilities management and planning.

Sec. 3. Duties. Resolved: That the task force shall study how to provide adequate supplemental funding to sustain the State's public higher education infrastructure without burdening students who are residents of the State with unreasonable tuition and fee increases. The task force shall consider, but may not be limited to considering, infrastructure improvements, health and safety repairs, technology improvements, energy efficiency and equipment upgrades and, when necessary, new construction.

Sec. 4. Staff assistance. Resolved: That the University of Maine System, the Maine Community College System and the Maine Maritime Academy shall provide necessary staffing services to the task force, as well as all requested and available data.

Sec. 5. Report. Resolved: That, no later than January 2, 2020, the task force shall submit a report

that includes its findings and recommendations, including suggested legislation, for presentation to the Joint Standing Committee on Appropriations and Financial Affairs and the Joint Standing Committee on Education and Cultural Affairs. The joint standing committees may submit legislation to the Second Regular Session of the 129th Legislature related to the subject matter of the report.

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

Effective June 12, 2019.

CHAPTER 66

S.P. 524 - L.D. 1635

Resolve, To Improve Access to Early and Periodic Screening, Diagnostic and Treatment Services for Children from Birth to 8 Years of Age

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

Whereas, research on early childhood emphasizes the importance of identifying child development challenges as early as possible and addressing the needs of young children from birth to 8 years of age to ensure their successful participation in early and life-long learning; and

Whereas, data indicates that Maine ranks 50th in the nation for the rate of infants provided with early intervention services for developmental delays; and

Whereas, recent brain research has shown that it is essential to address child health and well-being issues as early as possible and to provide children with services they need to thrive in school; and

Whereas, the MaineCare program is underused for early and periodic screening, diagnostic and treatment services provided to eligible children; and

Whereas, there is a lack of information about the capacity of state or federally funded programs and services to serve the needs of Maine children from birth to 8 years of age that needs to be remedied as soon as possible; 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