

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND THIRTIETH LEGISLATURE

SECOND SPECIAL SESSION
September 29, 2021

SECOND REGULAR SESSION
January 5, 2022 to May 9, 2022

THE GENERAL EFFECTIVE DATE FOR
SECOND SPECIAL SESSION
NON-EMERGENCY LAWS IS
DECEMBER 29, 2021

THE GENERAL EFFECTIVE DATE FOR
SECOND REGULAR SESSION
NON-EMERGENCY LAWS IS
AUGUST 8, 2022

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

Augusta, Maine
2022

economic development matters, not later than 120 days after the close of the corporation's fiscal year, a complete report on the activities of the corporation. The report may also be provided to any other member of the Legislature and to any other person. The report must include all of the following for the previous fiscal year:

- A. A description of the corporation's operations;
- B. An accounting of the corporation's receipts and expenditures, assets and liabilities at the end of its fiscal year;
- C. A listing of all property transactions pursuant to section 13205;
- D. An accounting of all activities related to the Maine Space Complex Fund under section 13206;
- E. A listing of any bonds issued during the fiscal year under section 13207;
- F. A statement of the corporation's proposed and projected activities for the ensuing year; and
- G. Recommendations regarding further actions that may be suitable for achieving the purposes of this chapter.

See title page for effective date.

**CHAPTER 632
S.P. 700 - L.D. 1962**

An Act To Increase Learning Potential by Providing Innovative Instruction and Tutoring Program Grants

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

Sec. 1. 20-A MRSA c. 320 is enacted to read:

CHAPTER 320

INNOVATIVE INSTRUCTION AND TUTORING GRANT PROGRAM FUND

§9101. Innovative Instruction and Tutoring Grant Program Fund; standards; tutoring plan

1. Innovative Instruction and Tutoring Grant Program Fund. The Innovative Instruction and Tutoring Grant Program Fund, referred to in this chapter as "the fund," is established in the department to encourage the facilitation of innovative instruction and tutoring programs, including so-called high-impact tutoring, that address learning loss or unfinished learning through the use of project-based learning and other interdisciplinary approaches. Eligible local education providers throughout the State may be awarded grants upon approval of their applications. The commissioner shall administer the fund. For the purposes of this chap-

ter, "local education provider" means a school administrative unit, a school in the unorganized territory under chapter 119, a public charter school under chapter 112 or a school or program established under subpart 2.

2. Standards for award of grants. The commissioner shall establish eligibility standards for the award of grants from the fund under this section to local education providers and determine the allowable uses of grant money by eligible local education providers, including but not limited to hiring or contracting for program staff; providing stipends or other incentives to teachers, paraprofessionals, retired teachers and community organizations; developing curricula and related supplies; covering costs associated with renting or purchasing physical space for programming; and paying administrative expenses.

3. Innovative instruction and tutoring program plan; eligibility. To be eligible for a grant under this section, a local education provider must submit an innovative instruction and tutoring program plan to the department. To the extent practicable, the plan must include a program that is:

- A. Provided for groups of students;
- B. Provided to the same groups of students for a minimum of 6 weeks;
- C. Provided by high-quality, trained staff, including but not limited to teachers, paraprofessionals or community providers;
- D. Aligned with the local education provider's academic standards using high-quality content-rich, project-based curricula and that incorporates relevant student experiences and student background knowledge in the development of the learning projects;
- E. Data-driven, with interim assessments to monitor student progress; and
- F. Targeted to all students in a grade level or school.

If the innovative instruction and tutoring program plan does not include all of the components in this subsection, the plan must address the reason for the modification or omission and how the local education provider intends to achieve the same desired student outcomes.

4. Priority. The commissioner shall prioritize grant awards for innovative instruction and tutoring program plans submitted pursuant to subsection 3 that address educational disparities due to race or income, serve students from low-income households or underserved students to address learning loss or unfinished learning due to extended gaps or interruptions in a student's education. The commissioner shall also prioritize grant awards for innovative instruction and tutoring program plans submitted pursuant to subsection 3 that include partnerships with community-based programs.

§9102. Report

1. Grant recipient report. In each year in which a local education provider receives a grant pursuant to section 9101 for an innovative instruction and tutoring program plan submitted pursuant to section 9101, subsection 3, the local education provider shall submit a report to the department. The report must include:

- A. The number of students who are participating in the innovative instruction and tutoring program, including demographic information;
- B. Any adjustments made to the innovative instruction and tutoring program plan and the reason for those adjustments;
- C. How the local education provider maintained consistent access for participating students to instruction in the core curriculum and other instruction;
- D. How grants were used by the local education provider and a summary of other resources used;
- E. The student outcomes associated with the innovative instruction and tutoring program; and
- F. Whether the innovative instruction and tutoring program will continue in the following school year and, if not, the reason the innovative instruction and tutoring program will not continue.

Sec. 2. Guidance. The Commissioner of Education shall issue guidance and best practices for the delivery of innovative instruction and tutoring programs as provided in the Maine Revised Statutes, Title 20-A, chapter 320, including but not limited to mechanisms to expand innovative instruction and tutoring program plans using any federal funding available for this purpose and potential pathways into the teaching profession for program staff working toward educator certification.

Sec. 3. Appropriations and allocations. The following appropriations and allocations are made.

**EDUCATION, DEPARTMENT OF
Innovative Instruction and Tutoring Grant
Program Fund N958**

Initiative: Provides a base allocation to authorize the expenditures of funds received for grants to local education providers for innovative instruction programs.

FEDERAL EXPENDITURES FUND	2021-22	2022-23
All Other	\$0	\$500
FEDERAL EXPENDITURES	\$0	\$500
FUND TOTAL		

See title page for effective date.

**CHAPTER 633
S.P. 733 - L.D. 2022**

**An Act To Amend the Judicial
Districts and Divisions for
York County**

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

Sec. 1. 4 MRSA §153, sub-§29, as amended by PL 1989, c. 98, §1, is repealed and the following enacted in its place:

29. York. York consists of the entire County of York. The District Court for York must be held at Biddeford or in any other court facility in the division.

Sec. 2. 4 MRSA §153, sub-§30, as amended by PL 1989, c. 98, §2, is repealed.

Sec. 3. 4 MRSA §153, sub-§31 is repealed.

Sec. 4. 4 MRSA §154, sub-§10, as amended by PL 1989, c. 98, §3, is further amended to read:

10. Tenth District. The 10th district consists of the ~~divisions of Eastern York (Biddeford or Saco) as above determined, Western York (Sanford) and Southern York (York) division of York (Biddeford or any other court facility in the division).~~

Sec. 5. Effective date. This Act takes effect January 1, 2023.

Effective January 1, 2023.

**CHAPTER 634
H.P. 1511 - L.D. 2029**

**An Act To Enhance the
Prevention of and Response to
Sexual Assault and Sexual
Harassment in the Maine
National Guard**

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

PART A

Sec. A-1. Review; report. The Attorney General shall review the manner in which law enforcement agencies and prosecutors within the State investigated and prosecuted allegations of sexual assault or the crime of harassment, as defined in the Maine Revised Statutes, Title 17-A, section 506-A, by members of the Maine National Guard against other members of the Maine National Guard during the 5-year period ending on March 31, 2022. For purposes of this section, "Maine National Guard" includes both the Maine Air National Guard and the Maine Army National Guard.