

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND THIRTIETH LEGISLATURE

FIRST REGULAR SESSION
December 2, 2020 to March 30, 2021

FIRST SPECIAL SESSION
April 28, 2021 to July 19, 2021

THE GENERAL EFFECTIVE DATE FOR
FIRST REGULAR SESSION
NON-EMERGENCY LAWS IS
JUNE 29, 2021

THE GENERAL EFFECTIVE DATE FOR
FIRST SPECIAL SESSION
NON-EMERGENCY LAWS IS
OCTOBER 18, 2021

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

Augusta, Maine
2021

care in the State. The commission may submit legislation that serves to create equity in access to prenatal care in the State to the Second Regular Session of the 130th Legislature in accordance with Title 5, section 25007, subsection 2, paragraph D. Notwithstanding Title 5, section 12004-I, subsection 74-J, for their expenses incurred in the work of the commission pursuant to this section, members of the commission receive reimbursement pursuant to Title 5, section 12002-A.

Sec. 2. Report. Resolved: That, notwithstanding section 1 and no later than January 15, 2022, the commission shall submit a report to the Joint Standing Committee on Health and Human Services on the results of the study of disparities in access to prenatal care in accordance with section 1. The Joint Standing Committee on Health and Human Services may report out legislation to the Second Regular Session of the 130th Legislature related to the report.

See title page for effective date.

CHAPTER 72

H.P. 456 - L.D. 620

Resolve, To Develop a Plan for Teachers To Collect Social Security

Sec. 1. Develop plan for teachers to collect social security. Resolved: That the Maine Public Employees Retirement System shall examine options and make recommendations for a plan to allow teachers in the State to contribute, accumulate credit and collect benefits under the United States Social Security Act in addition to collecting benefits under the Maine Public Employees Retirement System. In examining options, the Maine Public Employees Retirement System shall consider and outline the process for an amendment to the State's so-called Section 218 Agreement with the United States Social Security Administration and any other available avenues to allow teachers to collect social security. In conducting its work under this section, the Maine Public Employees Retirement System shall consult, as needed, with experts in public retirement and social security issues. In making recommendations, the Maine Public Employees Retirement System shall develop implementation timelines and outline statutory and other changes necessary to implement the plan. For the purposes of this section, "teacher" has the same meaning as in the Maine Revised Statutes, Title 5, section 17001, subsection 42.

Sec. 2. Report. Resolved: That no later than December 1, 2021, the Maine Public Employees Retirement System shall submit to the Joint Standing Committee on Labor and Housing a report, including its findings and recommendations as required under section 1, for a plan to allow teachers to collect social security in addition to collecting benefits under the Maine

Public Employees Retirement System. Following receipt and review of the report, the committee is authorized to submit a bill to the Second Regular Session of the 130th Legislature.

See title page for effective date.

CHAPTER 73

H.P. 474 - L.D. 643

Resolve, Directing the Department of Education To Establish a Working Group To Determine Best Practices and Accountability Standards for School Boards To Manage the Performance of Superintendents

Sec. 1. Department of Education to establish working group. Resolved: That the Commissioner of Education shall establish a working group to improve the training of school boards in their role of hiring, evaluating and overseeing superintendents. The working group shall develop a best practices module for diverse and inclusive executive hiring practices and create a standardized performance evaluation system that solicits feedback from multiple sources and from a variety of points of view, akin to a 360-degree performance evaluation system and that incorporates best practices and board member training tools. The commissioner shall invite the following members to participate in the working group:

1. One member from a statewide organization representing school board members;
2. One member from an organization with expertise in measurement and evaluation in service of strategic school systems and states;
3. One member from an organization with cross-sectoral specialization in organizational governance, goal setting based on specific, measurable, attainable, relevant, and time-bound criteria and 360-degree performance evaluation systems;
4. One member with expertise in diversity, equity and inclusion in hiring and evaluation; and
5. Three members who are active school board members or community volunteers.

Sec. 2. Report. Resolved: That the Commissioner of Education shall report to the Joint Standing Committee on Education and Cultural Affairs, no later than January 1, 2022, on the findings and any recommendations developed pursuant to section 1. The Joint Standing Committee on Education and Cultural Affairs

may report out a bill related to the report to the Second Regular Session of the 130th Legislature.

See title page for effective date.

CHAPTER 74

H.P. 482 - L.D. 655

Resolve, Directing the Department of Education To Survey School Administrative Units and Review the Feasibility of a 30-minute Lunch Period for Students

Sec. 1. Department of Education to survey schools regarding the feasibility of a 30-minute lunch period. Resolved: That the Department of Education shall conduct a survey of all school administrative units regarding the capacity of each school administrative unit to implement a minimum 30-minute lunch period for all students within each school building. The department shall report its findings no later than December 1, 2021 to the Joint Standing Committee on Education and Cultural Affairs. The committee may submit legislation related to the report to the Second Regular Session of the 130th Legislature.

See title page for effective date.

CHAPTER 75

H.P. 879 - L.D. 1201

Resolve, Directing the Maine State Housing Authority To Engage Stakeholders in an Examination of Fair Chance Housing Policy Options

Sec. 1. Fair chance housing examination. Resolved: That the Maine State Housing Authority shall in collaboration with stakeholders examine fair chance housing policies considered or adopted in other jurisdictions. This examination must consider policies that may be adopted in the State to address housing issues for formerly incarcerated individuals and to expand housing opportunities for formerly incarcerated individuals without creating an excessive burden for housing providers.

The authority shall invite stakeholders that include but are not limited to:

1. Formerly incarcerated individuals;
2. Housing providers that own, lease or manage residential housing units that:
 - A. Are owned or subsidized by the Federal Government or the State; or

B. Are financed in whole or part by government subsidies or tax credits;

3. Landlords or representatives of statewide organizations representing landowners and property managers;

4. Representatives from a statewide organization that represents the interests of currently incarcerated or formerly incarcerated individuals;

5. Representatives from a statewide civil legal aid and economic justice organization;

6. Representatives of civil rights organizations whose primary mission is racial equity and justice; and

7. Representatives of organizations that advocate for residents of the State in the following areas:

- A. Disability rights;
- B. Mental health;
- C. Substance use disorder and recovery; and
- D. Homelessness.

Sec. 2. Report. Resolved: That no later than February 15, 2022 the Maine State Housing Authority shall submit a report that includes findings and recommendations to the Joint Standing Committee on Labor and Housing. The report must include a summary of any meetings that occur pursuant to section 1, a list of participants in the examination of fair chance housing policies, suggestions to increase the awareness among housing providers of the challenges faced by formerly incarcerated individuals in finding housing and any other relevant information. The report may include suggested legislation. The Joint Standing Committee on Labor and Housing may report out legislation to the Second Regular Session of the 130th Legislature based on the report.

See title page for effective date.

CHAPTER 76

S.P. 83 - L.D. 195

Resolve, Directing the Department of Professional and Financial Regulation To Develop a Draft Registration Program for General Contractors for Home Improvement and Construction

Sec. 1. Registration for general contractors for home improvement and construction. Resolved: That the Commissioner of Professional and Financial Regulation shall develop a draft registration