

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND THIRTY-FIRST LEGISLATURE

FIRST REGULAR SESSION
December 7, 2022 to March 30, 2023

FIRST SPECIAL SESSION
April 5, 2023 to July 26, 2023

THE GENERAL EFFECTIVE DATE FOR
FIRST REGULAR SESSION
NONEMERGENCY LAWS IS
JUNE 29, 2023

THE GENERAL EFFECTIVE DATE FOR
FIRST SPECIAL SESSION
NONEMERGENCY LAWS IS
OCTOBER 25, 2023

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

Augusta, Maine
2023

5. Recess periods, including the timing of recess before or after lunch periods, frequency of recess periods and differences in recess periods at each grade level;

6. Electives and allied arts courses;

7. To the extent offered, after-school and extended day programs; and

8. School day start times.

Sec. 2. Report. Resolved: That, no later than February 1, 2024, the Department of Education shall submit a report that includes its findings and recommendations, including suggested legislation, to the Joint Standing Committee on Education and Cultural Affairs. The joint standing committee may report out a bill related to the report to the Second Regular Session of the 131st Legislature.

See title page for effective date.

CHAPTER 125

H.P. 654 - L.D. 1018

Resolve, Directing the Department of Education to Establish a Working Group to Review the State Board of Education's Membership, Responsibilities, Functions and Staffing

Sec. 1. Working group to review State Board of Education. Resolved: That the Department of Education shall establish a working group of stakeholders and other interested parties to review adding a teacher to the membership of the State Board of Education as established in the Maine Revised Statutes, Title 5, section 12004-C, subsection 1 and the responsibilities, functions and staffing of the State Board of Education. The department shall report to the joint standing committee of the Legislature having jurisdiction over education and cultural affairs on the findings of the working group by January 15, 2025.

Sec. 2. Appropriations and allocations. Resolved: That the following appropriations and allocations are made.

EDUCATION, DEPARTMENT OF

Leadership Team Z077

Initiative: Provides one-time funds to support the working group established to review adding a teacher to the membership of the State Board of Education as well as the responsibilities, functions and staffing of the State Board of Education.

GENERAL FUND	2023-24	2024-25
All Other	\$0	\$5,000

GENERAL FUND TOTAL \$0 \$5,000

See title page for effective date.

CHAPTER 126

H.P. 665 - L.D. 1029

Resolve, to Establish a Commission to Commemorate the 250th Anniversary of the Founding of the United States

Sec. 1. Commission established. Resolved: That the Maine Semiquincentennial Commission, referred to in this resolve as "the commission," is established.

Sec. 2. Commission membership. Resolved: That the commission consists of 15 members as follows:

1. The Secretary of State, or the Secretary of State's designee;
2. The State Historian, or the State Historian's designee;
3. The Chair of the Maine State Cultural Affairs Council, or the chair's designee;
4. The State Archivist, or the State Archivist's designee;
5. The Director of the Maine State Museum, or the director's designee;
6. The State Librarian, or the State Librarian's designee;
7. A representative of a statewide organization to promote tourism in the State, appointed by the President of the Senate;
8. A representative of a statewide organization that promotes arts and culture in the State, appointed by the President of the Senate;
9. A representative of a history museum or historical society, appointed by the Speaker of the House;
10. A representative of a statewide humanities organization that uses humanities as a tool for positive change in the State's communities, appointed by the Speaker of the House;
11. A representative of a statewide organization that promotes and enhances the value of Maine libraries, appointed by the Secretary of State;
12. A representative of the historic preservation profession, appointed by the Secretary of State;
13. A representative of prekindergarten to grade 12 education and adult education, appointed by the Governor;

14. A representative of local government, appointed by the Governor; and

15. One member, appointed by the Speaker of the House, who is a member of a federally recognized Indian nation, tribe or band in the State based on the joint recommendation of the tribal governments of the Mi'kmaq Nation, the Houlton Band of Maliseet Indians, the Passamaquoddy Tribe at Motahkomikuk, the Passamaquoddy Tribe at Sipayik and the Penobscot Nation. If these tribal governments do not make a unanimous joint recommendation, the Speaker of the House shall appoint a member of a federally recognized Indian nation, tribe or band in the State and rotate the appointment among each federally recognized Indian nation, tribe or band in the State in accordance with section 3.

In addition to the 15 members under this section, the Governor, the President of the Senate and the Speaker of the House serve as ex officio members of the commission.

Sec. 3. Appointment terms. Resolved: That appointed members are appointed for terms that expire December 31, 2026; a vacancy is filled in the same manner as the original appointment. If the member who represents a federally recognized Indian nation, tribe or band in the State appointed under section 2, subsection 15 is not the unanimous joint recommendation of the tribal governments, the member appointed serves coincident with the term of the Legislature during which the member was appointed but may continue to serve until the member's replacement is appointed. The Speaker of the House, in making subsequent appointments under section 2, subsection 15, shall rotate the appointment among each federally recognized Indian nation, tribe or band in the State.

Sec. 4. Appointments; chair; convening of commission. 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 Secretary of State once all appointments have been completed. When appointment of all members is complete, the Secretary of State shall call and convene the first meeting of the commission no later than December 1, 2023. The Secretary of State shall name 5 members to constitute an executive committee, which shall act as chair of the commission. The Secretary of State, with advice from the commission, also may appoint honorary members and shall establish an advisory council composed of people who are especially interested in the celebration of the United States Semiquincentennial.

Sec. 5. Duties. Resolved: That the commission shall develop and coordinate the commemoration of the 250th anniversary of the founding of the United States of America, referred to in this resolve as "the commemoration," through educational and historical events, activities and programs throughout the State. All agencies of the State and political subdivisions of the State shall

cooperate with the commission and may grant funds, property and services to the commission to carry out the purposes of this resolve. To carry out the purposes of this resolve the commission may:

1. Enter into contracts that have been approved by the Secretary of State and the Attorney General;

2. Adopt an official flag, seal or other emblem for the commemoration, copyright an official flag, seal or emblem in the name of the State and, with the approval of the Secretary of State, lease or sell the title or right to use the official flag, seal or emblem upon terms determined by the commission. Any revenue from the lease or sale of the title or right to use an official flag, seal or emblem under this subsection must be credited to the fund established in section 12; and

3. Accept donations of money, property or services and the cooperation of the Federal Government and state, civic, patriotic and historical groups and educational institutions. Any donations of money under this subsection must be credited to the fund established in section 12.

Sec. 6. Proclamation. Resolved: That the Governor shall issue a proclamation inviting the people of the State and of the United States to participate in and observe the commemoration.

Sec. 7. Staff assistance. Resolved: That the Secretary of State may employ administrative staff to serve the commission.

Sec. 8. Expenses. Resolved: That the executive committee established under section 4 shall draft a commission budget and may pay necessary expenses of the commission from the fund established under section 12. The Secretary of State may request additional appropriations from the Legislature for necessary expenses of the commission.

Sec. 9. Compensation. Resolved: That a member of the commission may receive reimbursement for necessary expenses related to the performance of the member's duties on the commission.

Sec. 10. Meetings. Resolved: That the commission may hold up to 5 meetings a year, one of which must be a public hearing. The executive committee established under section 4 may request authority and the Secretary of State may grant authority for additional meetings.

Sec. 11. Report. Resolved: That the commission shall submit an annual report to the Governor and the Legislature on its activities.

Sec. 12. Maine Semiquincentennial Fund. Resolved: That the Maine Semiquincentennial Fund, referred to in this resolve as "the fund," is established. The fund is administered by the Department of the Secretary of State on behalf of the commission. Balances in the fund may not lapse and must be carried forward and

used for the purposes of this resolve. The commission may accept and deposit in the fund money from appropriations and private and public sources. The Treasurer of State shall invest unexpended money in the fund and all proceeds of these investments accrue to the fund. The fund terminates on December 31, 2027 and any unexpended balance in the fund on December 31, 2027 must be transferred to the General Fund.

See title page for effective date.
