

**MAINE STATUTES AUTHORIZING EXECUTIVE SESSIONS
FOR MAINE SCHOOL UNITS**

To go into executive session to consider the _____
[Reason for Executive Session]
pursuant to _____.
[Citation]

Reason for Executive Session / Statutory Citation / Explanation (Applies To)

Acquisition of property [1 M.R.S.A. § 405 (6)(C)]:

Real or personal property attached to real property or interests therein if premature disclosure would prejudice competitive or bargaining position of the school unit

Appointment of officials / appointees / employees [1 M.R.S.A. § 405 (6)(A)]:

Public officials, appointees or employees if public discussion could damage reputation or violate right to privacy

Assignment of officials / appointees / employees [1 M.R.S.A. § 405 (6)(A)]:

Public officials, appointees or employees if public discussion could damage reputation or violate right to privacy

Compensation of officials / appointees / employees [1 M.R.S.A. § 405 (6)(A)]:

Public officials, appointees or employees if public discussion could damage reputation or violate right to privacy

Condition of property [1 M.R.S.A. § 405 (6)(C)]:

Real or personal property attached to real property or interests therein if premature disclosure would prejudice competitive or bargaining position of school unit

Demotion of officials / appointees / employees [1 M.R.S.A. § 405 (6)(A)]:

Public officials, appointees or employees if public discussion could damage reputation or violate right to privacy

Disciplining of officials / appointees / employees [1 M.R.S.A. § 405 (6)(A)]:

Public officials, appointees or employees if public discussion could damage reputation or violate right to privacy

Dismissal of officials / appointees / employees [1 M.R.S.A. § 405 (6)(A)]:

Public officials, appointees or employees if public discussion could damage reputation or violate right to privacy

Disposition of Property [1 M.R.S.A. § 405 (6)(C)]:

Publicly held property only if premature disclosure would prejudice competitive or bargaining position of school unit

Duties of officials / appointees / employees [1 M.R.S.A. § 405 (6)(A)]:

Public officials, appointees or employees if public discussion could damage reputation or violate right to privacy

Economic Development [1 M.R.S.A. § 405 (6)(C)]:

Discussion generally only if premature disclosure would prejudice competitive or bargaining position of school unit

Employment of officials / appointees / employees [1 M.R.S.A. § 405 (6)(A)]:

Public officials, appointees or employees if public discussion could damage reputation or violate right to privacy

Evaluation of officials / appointees / employees [1 M.R.S.A. § 405 (6)(A)]:

Public officials, appointees or employees if public discussion could damage reputation or violate right to privacy

Expulsion of students [1 M.R.S.A. § 405 (6)(B)]:

Public school students or students at private schools where tuition is paid with public funds

Hearing of charges against a person or persons [1 M.R.S.A. § 405 (6)(A)]:

Public officials, appointees, employees or other persons if public discussion could damage reputation or violate right to privacy

Hearing of complaints against a person or persons [1 M.R.S.A. § 405 (6)(A)]:

Public officials, appointees, employees, or other persons if public discussion could damage reputation or violate right to privacy

Information in confidential records; discussion or review of [1 M.R.S.A. § 405 (6)(F)]:

Records made, maintained or received by school unit to which public access is prohibited by statute or regulation

Investigation of charges against a person or persons [1 M.R.S.A. § 405 (6)(A)]:

Public officials, appointees employees or other persons if public discussion could damage reputation or violate right of privacy

Investigation of complaints against a person or persons [1 M.R.S.A. § 405 (6)(A)]:

Public officials, appointees, employees or other persons if public discussion could damage reputation or violate right to privacy

Labor contract discussions [parties must be named] [1 M.R.S.A. § 405 (6)(D)]:

Public employer and its negotiators

Labor contract meetings [parties must be named] [1 M.R.S.A. § 405 (6)(D)]:

Public employer and its negotiators

Labor contract negotiations [1 M.R.S.A. § 405 (6)(D)]:

Negotiations if parties have not agreed to open sessions

Labor contract proposal discussions [parties must be named] [1 M.R.S.A. § 405 (6)(D)]:

Public employer and its negotiations

Legal rights and duties of school unit; discussion of [1 M.R.S.A. § 405 (6)(E)]:

Consultations between school unit and its attorney

Litigation, pending or contemplated; discussion of [1 M.R.S.A. § 405 (6)(E)]:

Consultations between school unit and its attorney

Matters where duties of legal counsel to client under code of professional responsibility conflict with stature or where premature disclosure would disadvantage school unit; discussion of [1 M.R.S.A. § 405 (6)(E)]:

Consultations between school unit and its attorney

Negotiations between Public Employer and Public Employees [1 M.R.S.A. § 405 (6)(D)]:

Labor negotiations if parties have not agreed to open sessions

Nonrenewal of teachers [20-A M.R.S.A. § 13201]

Public school teachers

Promotion of officials / appointees / employees [1 M.R.S.A. § 405 (6)(A)]:

Public officials, appointees or employees if public discussion could damage reputation or violate right to privacy

Resignation of officials / appointees / employees [1 M.R.S.A. § 405 (6)(A)]:

Public officials, appointees or employees if public discussion could damage reputation or violate right to privacy

Settlement offers [1 M.R.S.A. § 405 (6)(E)]:

Consultations between school unit and its attorney

Suspension of students [1 M.R.S.A. § 405 (6)(B)]:

Public school students or students at private schools where tuition is paid with public funds

Use of Property [1 M.R.S.A. § 405 (6)(C)]:

Real or personal property attached to real property or interests therein if premature disclosure would prejudice competitive or bargaining position of school unit

First Reading: 1/13/09

Adopted: 2/9/09