

MAINE STATE LEGISLATURE

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MAJORITY
LEGAL AND VETERANS AFFAIRS

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
121ST LEGISLATURE
SECOND SPECIAL SESSION

COMMITTEE AMENDMENT "A" to H.P. 1392, L.D. 1868, "Resolve, Regarding Legislative Review of Portions of Chapter 1: Procedures and Portions of Chapter 3: Maine Clean Election Act and Related Provisions, Major Substantive Rules of the Commission on Governmental Ethics and Election Practices"

Amend the resolve by striking out all of section 1 and inserting in its place the following:

Sec. 1. Adoption. Resolved: That final adoption of portions of Chapter 1: Procedures and portions of Chapter 3: Maine Clean Election Act and Related Provisions, provisionally adopted major substantive rules of the Commission on Governmental Ethics and Election Practices that have been submitted to the Legislature for review pursuant to the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A, is authorized only if the following changes are made.

1. In Chapter 1, section 5, with regard the to the advance purchases of goods and services, the language must be changed to require that consulting services or the design, printing or distribution of campaign literature or advertising contracted or paid for prior to the primary election must be received prior to the primary election. This provision must also require that if a preponderance of the items purchased during the primary election cycle are used during the general election cycle, then the candidate or any other person required to file a report to the Commission on Governmental Ethics and Election Practices shall report these purchases as expenditures made during the general election cycle.

2. In Chapter 3, section 6, subsection 4, with regard to distribution of funds to certified Maine Clean Election Act

COMMITTEE AMENDMENT

2 candidates, subparagraphs (1) and (2) under paragraph A must be
3 changed to state that if the preponderance of consulting services
4 or the design, printing or distribution of campaign literature
5 and advertising purchased prior to the primary election by an
6 opponent of a certified Maine Clean Election Act candidate are
7 used for the general election, then the certified Maine Clean
8 Election Act candidate is entitled to a corresponding amount of
9 matching funds.'

10
11 **SUMMARY**

12 This amendment is the majority report of the committee and
13 authorizes final adoption of portions of Chapter 1: Procedures
14 and portions of Chapter 3: Maine Clean Election Act and Related
15 Provisions with the following changes.
16

17 1. In Chapter 1, section 5, with regard the to the advance
18 purchases of goods and services, the language must be changed to
19 require that consulting services or the design, printing or
20 distribution of campaign literature or advertising contracted or
21 paid for prior to the primary election must be received prior to
22 the primary election. The provision must also require that if a
23 preponderance of the items purchased during the primary election
24 cycle are used during the general election cycle, then the
25 candidate or any other person required to file a report to the
26 Commission on Governmental and Ethics and Election Practices
27 shall report these as expenditures made during the general
28 election cycle.
29

30 2. In Chapter 3, section 6, subsection 4, with regard to
31 distribution of funds to certified Maine Clean Election Act
32 candidates, subparagraphs (1) and (2) under paragraph A must be
33 changed to state that if the preponderance of consulting services
34 or the design, printing or distribution of campaign literature
35 and advertising purchased prior to the primary election by an
36 opponent of a certified Maine Clean Election Act candidate are
37 used for the general election, then the certified Maine Clean
38 Election Act candidate is entitled to a corresponding amount of
39 matching funds.
40

41
42 **FISCAL NOTE REQUIRED**
43 **(See attached)**
44

**121st Maine Legislature
Office of Fiscal and Program Review**



LD 1868

**Resolve, Regarding Legislative Review of Portions of Chapter 1:
Procedures and Portions of Chapter 3: Maine Clean Election Act and
Related Provisions, Major Substantive Rules of the Commission on
Governmental Ethics and Election Practices**

LR 2804(02)

Fiscal Note for Bill as Amended by Committee Amendment " "

Committee: Legal and Veterans Affairs

Fiscal Note Required: Yes

Majority Report

Fiscal Note

Current costs - Maine Clean Election Fund

Allowing certain increases in matching funds for certified Maine Clean Election Act candidates may increase expenditures from the Maine Clean Election Fund; the amounts can not be determined at this time.