

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

DMG
ROE/S

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35

Date: 4/4/16

L.D. 1666
(Filing No. H-633)

VETERANS AND LEGAL AFFAIRS

Reproduced and distributed under the direction of the Clerk of the House.

STATE OF MAINE
HOUSE OF REPRESENTATIVES
127TH LEGISLATURE
SECOND REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 1136, L.D. 1666, "Resolve, Regarding
Legislative Review of Portions of Chapter 3: Maine Clean Election Act and Related
Provisions, a Late-filed Major Substantive Rule of the Commission on Governmental
Ethics and Election Practices"

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

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

1. The rule must be amended in Section 2, subsection 4, paragraph J to specify that
the presumption that a candidate has confirmed that the individuals collecting qualifying
contributions have actually received the contributions from personal funds of the
contributors applies only with regard to certification as a Maine Clean Election Act
candidate and authorizing distributions from the Maine Clean Election Fund and not with
regard to findings of violations for which subsequent financial penalties may be applied.

2. The rule must be amended in Section 2, subsection 4, paragraph M to specify that
any compensation paid to a person authorized by a candidate to collect qualifying
contributions must be limited to funds received by the candidate as seed money
contributions.'

SUMMARY

This amendment authorizes final adoption of portions of Chapter 3: Maine Clean
Election Act and Related Provisions, a provisionally adopted major substantive rule of
the Commission on Governmental Ethics and Election Practices filed after the deadline,
as long as certain changes are made. The amendment requires the rules to be changed to
clarify that the presumption that a candidate has confirmed that a person whom the

COMMITTEE AMENDMENT

ROFS

COMMITTEE AMENDMENT "A" to H.P. 1136, L.D. 1666

1 candidate has authorized to collect qualifying contributions on the candidate's behalf
2 applies only with regard to certification as a Maine Clean Election Act candidate and
3 Maine Clean Election Fund distributions and not with regard to findings of violations for
4 which subsequent financial penalties may be applied. The amendment also requires the
5 rules to be changed to state that payments to persons authorized to collect qualifying
6 contributions may be made using only seed money contributions received by the
7 candidate.

8 **FISCAL NOTE REQUIRED**

9 (See attached)

COMMITTEE AMENDMENT



127th MAINE LEGISLATURE

LD 1666

LR 2708(02)

Resolve, Regarding Legislative Review of Portions of Chapter 3: Maine Clean Election Act and Related Provisions, a Late-filed Major Substantive Rule of the Commission on Governmental Ethics and Election Practices

Fiscal Note for Bill as Amended by Committee Amendment "A" (H-633)

Committee: Veterans and Legal Affairs

Fiscal Note Required: Yes

Fiscal Note

Minor cost increase - Other Special Revenue Funds

Fiscal Detail and Notes

Any additional costs to the Commission on Governmental Ethics and Election Practices associated with rulemaking, and changing certain provisions in this rulemaking, can be absorbed within existing budgeted resources.