

MAINE STATE LEGISLATURE

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
104th LEGISLATURE

COMMITTEE AMENDMENT " A " to H.P. 170, L.D. 209, Bill,
"An Act to Grant a Council-Manager Charter to the Town of Gray."

Amend said Bill in Article II by striking out the last paragraph of section 2 and inserting in place thereof the following:

'If any member of the council shall have sustained a final conviction of a felony, his office shall immediately become vacant.'

Further amend said Bill in Article II by striking out the period at the end of the first paragraph of section 3 and inserting in place thereof the following: ', except that the term for which he seeks nomination shall not apply to the first election.'

Further amend said Bill in Article II by striking out in the 2nd line of section 11 (Same in L.D.) the word "registered" and inserting in place thereof the word 'required'

Further amend said Bill in Article VIII by adding after the words "town business" in the 2nd line of section 1 the words 'which voters are authorized to vote upon'

Further amend said Bill in Article IX by striking out all of section 3 and renumbering section 4 to be section 3.

Further amend said Bill in Article X by striking out the last sentence of section 3 and inserting in place thereof the following:
'The decision of the town manager shall be subject to appeal to the council, provided such officer or employee submits a written notice of appeal to the council within 30 days of notification of removal.'

(Over) (*Filing No. H-261*)

Further amend said Bill in Article X by inserting after section 7 a new section to read as follows:

'Sec. 8. Charter amendment.

1. Proposal of amendment. Amendments to this charter may be framed and proposed:

- A. In the manner provided by law, or
- B. By ordinance of the town council containing the full text of the proposed amendment and effective upon adoption, or
- C. By the registered voters of the town, or
- D. By report of a charter commission created by ordinance.

Proposal of an amendment by the registered voters of the town shall be by petition containing the full text of the proposed amendment and shall be governed by the same procedures and requirements prescribed in Article IX for initiative petitions until such time as a final determination as to the sufficiency of the petitions is made. The petition must be signed by registered voters of the town equal in number to at least 20% of the total number of registered voters.

2. Election. Upon passage of an ordinance, or upon receipt of a petition finally determined sufficient, or upon receipt of the report of a charter commission, proposing an amendment pursuant to subsection 1, the town council shall submit the proposed amendment to the voters of the town at an election. Such election shall be announced by a notice containing the complete text of the proposed amendment and published in one or more newspapers of general circulation in the town at least 30 days prior to the date of election. The election shall be held not less than 60 and not more than 120 days after the adoption of the ordinance or the

final determination of sufficiency of the petition or report proposing the amendment. The form of the ballot shall be as specified in Article IX, section 3.

3. Adoption of amendment. If a majority of the qualified voters of the town voting upon a proposed charter amendment vote in favor of it, the amendment shall become effective at the time fixed in the amendment or, if no time is therein fixed, 30 days after its adoption by the voters.'

Further amend said Bill in Article X by renumbering sections 8, 9 and 10 to be sections 9, 10 and 11.

Reported by the Committee on Legal Affairs.

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

(Filing No. H-261)

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