

MAINE STATE LEGISLATURE

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FIRST SPECIAL SESSION

ONE HUNDRED AND FIFTH LEGISLATURE

Legislative Document

No. 1995

S. P. 726

In Senate, January 24, 1972

The Committee on State Government suggested.

HARRY N. STARBRANCH, Secretary

Presented by Senator Minkowsky of Androscoggin.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-TWO

**AN ACT Implementing the Reorganization of the Department of Commerce
and Industry.**

Be it enacted by the People of the State of Maine, as follows :

Sec. 1. R. S., T. 10, § 401, amended. Section 401 of Title 10 of the Revised Statutes, as amended, is further amended to read as follows :

§ 401. Commissioner

The Department of Economic Development, as heretofore established and hereinafter in this chapter called the "department," is renamed the Department of Commerce and Industry and wherever the words "Department of Economic Development" appear in the Revised Statutes they shall mean Department of Commerce and Industry. The department shall be under the supervision and control of a Commissioner of ~~Economic Development~~ Commerce and Industry, hereinafter in this chapter called the "commissioner." ~~He shall be appointed by the Governor with the advice and consent of the Council for a term of 4 years and shall hold office until his successor is appointed and qualified.~~

~~The commissioner may be removed by the Governor and Council. Any vacancy in said office shall be filled by appointment for a like term in the same manner as hereinbefore provided.~~

Sec. 2. R. S., T. 10, § 8101, amended. Section 8101 of Title 10 of the Revised Statutes, as enacted by section 1 of chapter 481 of the public laws of 1971, is amended to read as follows :

§ 8101. Department; commissioner

There is created and established the Department of Commerce and Industry to enhance the economic and social well-being of the people of Maine by assisting and promoting economic and community development, activities and opportunities; by encouraging new enterprises and the expansion of proven existing enterprises and activities seeking ultimately the improvement in both the quality and quantity of job opportunities in community services to consist of a Commissioner of Commerce and Industry appointed by the Governor with the advice and consent of the Council to serve ~~at the pleasure of the Governor and Council~~ **a term coterminous with the Governor and subject to removal for cause by the Governor and Council** and the following as heretofore created and established: the Department of Economic Development, the Economic Development Advisory Council, the Office of Municipal Coordinator and the State Technical Services Program ~~the Maine Industrial Building Authority, the Maine Municipal Securities Approval Board and the Maine Recreation Authority.~~

Sec. 3. Funds and equipment transferred. Notwithstanding the Revised Statutes, Title 5, section 1585, all accrued expenditures, assets, liabilities, balances of appropriations, transfers, revenues or other available funds in any account, or subdivision of an account, of any agency to be reallocated to another department strictly as a result of the reorganization effort, shall be transferred to the proper place in the new structure by the State Controller, upon recommendation of the department head, the State Budget Officer and upon approval by the Governor and Executive Council.

STATEMENT OF FACT

This bill renames the Department of Economic Development to be the Department of Commerce and Industry. It also provides that the Commissioner of the Department of Commerce and Industry shall be appointed by the Governor with the advice and consent of the Council to serve a term coterminous with that of the Governor.