

# MAINE STATE LEGISLATURE

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STATE OF MAINE  
SENATE  
107TH LEGISLATURE

COMMITTEE AMENDMENT "A" to S. P. 268, L.D. 876, RESOLUTION, Proposing an Amendment to the Constitution Relating to the Powers of the Governor and Providing for the Selection of the Members of the Executive Council.

Amend said Resolution by striking out all of the title and inserting in place thereof the following: 'RESOLUTION, Proposing an Amendment to the Constitution, ~~Replace the Executive Council~~ to with an Administrative Council, to be Elected from Districts by Legislators from those Districts, and to Give the Governor Sole Pardons Power.'

Amend said Resolution by inserting before the 3rd paragraph the following:

~~Constitution, Art. V, Pt. 2, §1, is amended to read:~~

Section 1. Constitution of Administrative Council. There shall be a an Administrative Council, to consist of seven persons, citizens of the United States, and residents of this State, to advise the Governor in the executive part of government, whom the Governor shall have full power, at his discretion, to assemble; and he with the Councillors, or a majority of them, may from time to time hold and keep a Council for ordering and directing the affairs of state according to law.'

Further amend said Resolution by striking out all of that part designated "Constitution, Art. V, Pt. 2, §2" and inserting in place thereof the following:

Constitution, Art. V, Pt. 2, §2, is amended to read:

Section 2. Election; interim appointment on vacancy; privilege from arrest. The Councillors shall be chosen biennially, on the first Wednesday of January, by ~~joint-ballet-of-the-Senators and-Representatives-in-convention,~~ a majority vote of the Senators

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and Representatives from the Council Districts, which shall be established by law. If a Senator or Representative is from a district which includes an area from more than one Council District, he shall vote in the Council District which includes the majority of the population of his Senate or Representative District. In those Council Districts comprised of more than one county, Councillors shall be chosen from the county within the district entitled to a Councillor in that biennium, as established by law. If there is no majority vote of the Senators and Representatives from a Council District, the Councillor shall be chosen by joint ballot of the Senators and Representatives in convention. ~~and-vacancies~~ Vacancies which shall afterwards happen, shall be filled in the following manner: ~~the~~ Governor with the advice and consent of the Council shall appoint within thirty days from said vacancy a Councillor from the same district and county in which the vacancy occurred, and the oath of office shall be administered by the Governor; said Councillor shall hold office until the next convening of the Legislature; ~~but not more than one Councillor shall be elected or appointed from any district prescribed for the election of Senators;~~ they shall be privileged from arrest in the same manner as Senators and Representatives.

Statement of Fact

The purpose of this amendment is to replace the Executive

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Council with an Administrative Council to be elected by the  
Senators and Representatives from Council Districts.

Reported by the Minority of the Committee on State Government.

Reproduced and distributed pursuant to Senate Rule 11-A.

June 11, 1975. (Filing No. S-300).