

MAINE STATE LEGISLATURE

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STATE OF MAINE
SENATE
107TH LEGISLATURE

COMMITTEE AMENDMENT "A" to S.P. 474, L.D. 1608, Bill, "AN ACT Establishing Registration Procedures for Administrative Lobbyists and Proscribing Certain Lobbying Activities."

Amend said Bill by striking the title and replacing it with "AN ACT Concerning the Disqualification of Former State Employees, and the Former Partners of Present State Employees, in Matters Connected with said State Employees' Official Duties or Responsibilities."

Further amend said Bill by striking ^{out} everything after the enacting clause and inserting in place thereof the following:

'5 MRSA §15 is enacted to read:

§15. Disqualification of former state employees and the former partners of present state employees from participation in certain matters

1. Any person who has been a member of the classified or unclassified service employed by an executive agency shall be fined not more than \$1,000 or imprisoned for not more than six months if he:

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A. Within one year after his employment has ceased, knowingly acts as an agent or attorney for anyone other than the State in connection with any official proceeding in which:

(1) The State is a party or has a direct and substantial interest; and

(2) The subject matter at issue was directly within his official responsibilities as a State employee.

B. Within one year after his employment has ceased, appears personally before any State or quasi-State agency for anyone other than the State in connection with any proceeding in which:

(1) The State is a party or has a direct and substantial interest; and

(2) The subject matter at issue was directly within his official responsibilities at any time within one year of the termination of his employment.

2. Any former partner of a person who is currently a member of the classified or unclassified service employed by an executive agency shall be fined not more than \$1,000 or imprisoned for not more than (six) months if such former partner, within one year after the partnership has ended, acts as agent or attorney for anyone other than the State in connection with any official proceeding in which:

A. The State is a party or has a direct and substantial interest; and

B. The subject matter at issue is directly within the official responsibility of the person, currently employed by an executive agency, who was formerly his partner. '

Statement of Fact

The purpose of this amendment is to provide criminal penalties ^{or} for former members of the classified/unclassified service employed by an executive agency who continue to participate in a substantial way in certain of the governmental areas they were responsible for while ~~s~~tate employees. This amendment also applies to former partners of current State employees.

Reported by the Committee on State Government.

Reproduced and distributed pursuant to Senate Rule 11-A.

June 11, 1975. (Filing No. S-297).