

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)

1

(After Deadline)

2

FIRST REGULAR SESSION

3

4

ONE HUNDRED AND ELEVENTH LEGISLATURE

5

6

Legislative Document

No. 869

7

8

H.P. 689

House of Representatives, February 24, 1983

9

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 27.

10

Referred to the Committee on Local and County Government. Sent up for concurrence and ordered printed.

11

EDWIN H. PERT, Clerk

Presented by Representative Diamond of Bangor.

12

Cosponsors: Representative McHenry of Madawaska, Representative Brown of Gorham and Representative Bost of Orono.

13

STATE OF MAINE

14

15

IN THE YEAR OF OUR LORD

16

NINETEEN HUNDRED AND EIGHTY-THREE

17

18

AN ACT to Provide for Reapportionment of County Commissioner Districts.

19

20

21

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

22

23

30 MRSA §105-V is enacted to read:

24

§105-V. Apportionment of county commissioner districts

25

26

1. Redistricting, generally. In 1985 and every 10 years thereafter, the apportionment commission established pursuant to the Constitution of Maine, Article IV, Part Third, Section 1-A, shall review the existing county commissioner districts. If the districts do not conform to Supreme Judicial Court guidelines, the commission shall reapportion each county's county commissioner districts.

27

28

29

30

31

32

33

1 In making such a reapportionment, the commission
2 shall insure that each county commissioner district
3 is formed of compact and contiguous territory and
4 crosses political subdivisions the least number of
5 times necessary to establish as equally populated
6 districts as possible.

7 Interested parties from each county may submit redistricting
8 plans to the commission for its consideration. Those plans shall be submitted to the commission no later than 30 calendar days after the appointment of the commission. The commission may hold public hearings on plans affecting each county.

13 The commission shall submit its plan to the Clerk of the House no later than 120 calendar days after appointment of the commission. The Legislature shall enact the submitted plan of the commission or a plan of its own in regular or special session by a vote of 2/3 of the members of each House within 30 calendar days after the plan is submitted to the Clerk of the House. This action is subject to the Governor's approval, as provided in the Constitution of Maine, Article IV, Part Third, Section 2.

23 2. Supreme Judicial Court. In the event that the Legislature fails to make an apportionment within 30 calendar days, the Supreme Judicial Court shall, within 60 days following the period in which the Legislature is required to act, but fails to do so, make the apportionment. In making the apportionment, the Supreme Judicial Court shall take into consideration plans and briefs filed by the public with the court during the first 30 days of the period in which the court is required to apportion.

33 STATEMENT OF FACT

34 While the Constitution of Maine and the revised
35 statutes provide for the reapportionment of Maine
36 legislative and congressional districts, there is no
37 such provision for the reapportionment of county commissioner districts. Nevertheless, these districts
38 must meet the same constitutional tests of apportionment. This bill proposes that the existing apportionment commission undertake the reapportionment of

1 county commissioner districts 2 years after that com-
2 mission executes its responsibilities for congressio-
3 nal and legislative districts.

4

2420021083