

MAINE STATE LEGISLATURE

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D. OFR.

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L.D. 323
(Filing No. S- 157)

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STATE OF MAINE
SENATE
112TH LEGISLATURE
FIRST REGULAR SESSION

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COMMITTEE AMENDMENT "A " to S.P. 108, L.D. 323,
Bill, "AN ACT to Amend the Maine Certificate of Need
Act to Define More Clearly the Legal Requirements for
Ex Parte Contacts During the Certificate of Need Pro-
cess, Consistent with of the Maine Administrative
Procedure Act."

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Amend the bill by striking out everything after
the enacting clause and inserting in its place the
following:

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'22 MRSA §307, sub-§2-B, ¶J, as enacted by PL
1981, c. 705, Pt. V, §25, is repealed and the follow-
ing enacted in its place:

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J. After a hearing commences, no appointed mem-
bers of the committee or the department may com-
municate directly or indirectly in connection
with any application with any affected party or
anyone acting in their behalf, except upon notice
and opportunity for all affected parties to par-
ticipate. This paragraph shall not prohibit the
department from communicating with any affected
party or anyone acting on their behalf for the
purpose of arranging a public meeting pursuant to
paragraph G.

COMMITTEE AMENDMENT "A " to S.P. 108, L.D. 323

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STATEMENT OF FACT

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This amendment replaces the original bill. It amends the prohibition on ex parte contacts to allow contacts for the purpose of arranging a public meeting.

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Reported by Senator Berube for the Committee on Human Resources.
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(5/29/85)

(Filing No. S-157)