

MAINE STATE LEGISLATURE

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1 FIRST REGULAR SESSION
2

3 ONE HUNDRED AND TWELFTH LEGISLATURE
4

5 Legislative Document

No. 462

6
7 H.P. 345

House of Representatives, February 7, 1985

8 Submitted by the Office of Public Advocate pursuant to Joint Rule 24.
9 Referred to the Committee on Utilities. Sent up for concurrence and
ordered printed.

10 EDWIN H. PERT, Clerk

Presented by Representative Richard of Madison.

11 Cosponsored by Representative Vose of Eastport, Senator Violette of
Aroostook and Senator Perkins of Hancock.

12 STATE OF MAINE
13

14 IN THE YEAR OF OUR LORD
15 NINETEEN HUNDRED AND EIGHTY-FIVE
16

17 AN ACT to Simplify the Appointment of
18 Directors to the Maine Municipal and
19 Rural Electrification Cooperative
20 Agency.
21

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

24 35 MRSA §4101, sub-§2, as amended by PL 1983, c.
25 192, §2, is repealed and the following enacted in its
26 place:

27 2. Powers. The powers of the agency shall be ex-
28 ercised by a board of directors. The board shall con-
29 sist of directors appointed by the Governor on the
30 proposal of the governing body or board of directors
31 of any municipality and the board of trustees or di-
32 rectors of any cooperative. The Governor shall ap-
33 point one such person as a director of the agency as
34 proposed by the governing body or board of directors
35 of each municipality and one such person as a direc-
36 tor of the agency as proposed by the board of trust-

1 ees or directors of each cooperative; provided that
2 no 2 directors may be recommended by the same cooper-
3 ative or municipality.

4 The Governor shall also appoint as a member a person
5 who is not affiliated with any municipality or coop-
6 erative, as defined in section 4003, subsection 5, to
7 represent the general public.

8 The Director of the Office of Energy Resources, or
9 another employee of the Office of Energy Resources,
10 as the director may from time to time designate in
11 writing filed with the clerk of the agency, shall
12 serve as a member of the board of directors.

13 Each director, before entering upon his duties, shall
14 take and subscribe an oath to perform the duties of
15 office faithfully, impartially and justly to the best
16 of his ability. A record of such oaths shall be filed
17 in the office of the Secretary of State.

18 Of the directors who are first appointed by the Gov-
19 ernor, 2 directors shall be appointed for a term end-
20 ing July 1, 1982; 2 directors shall be appointed for
21 a term ending July 1, 1983; 2 directors shall be ap-
22 pointed for a term ending July 1, 1984; 2 directors
23 shall be appointed for a term ending July 1, 1985;
24 and the balance, if any, of the directors shall be
25 appointed for a term ending July 1, 1986. Their suc-
26 cessors shall serve for terms of 5 years each. Each
27 director shall hold office until his successor is ap-
28 pointed and qualified. A director is eligible for re-
29 appointment. Any vacancy in the office of director
30 occurring other than by expiration of term shall be
31 filled by a successor director, who shall serve for
32 the remaining term of office so vacated. Each direc-
33 tor may be removed from office by the Governor for
34 cause, after a public hearing, and may be suspended
35 by the Governor pending the completion of the hear-
36 ing.

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STATEMENT OF FACT

2 The purpose of this bill is to simplify the pro-
3 cess of appointing board members by allowing each
4 Maine Municipal and Rural Electrification Cooperative
5 Agency member to submit its choice of its members
6 rather than submitting 3 or more names to the Gover-
7 nor.

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