

MAINE STATE LEGISLATURE

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FIRST REGULAR SESSION

ONE HUNDRED AND TWELFTH LEGISLATURE

Legislative Document

No. 1296

H.P. 901

House of Representatives, April 10, 1985

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

EDWIN H. PERT, Clerk

Presented by Representative Sproul of Augusta.

STATE OF MAINE

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

AN ACT Concerning Appeals to the Governmental
Ethics Commission.

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

Sec. 1. 1 MRSA §1008, sub-§3 is enacted to read:

3. Ruling of President of the Senate or Speaker
of the House. Upon complaint by any Legislator, to
investigate and make findings of fact and opinion on
any nonparliamentary ruling or decision of the Presi-
dent of the Senate or Speaker of the House concerning
the conduct or activities of that Legislator.

Sec. 2. 1 MRSA §1013, sub-§1, ¶D is enacted to
read:

D. To investigate complaints filed, any Legisla-
tor aggrieved by any nonparliamentary ruling or
decision of the President of the Senate or Speak-
er of the House alleging that the ruling or deci-

1 sion was improper, to hold hearings on the com-
2 plaint and to issue publicly findings of fact to-
3 gether with its opinion.

4 Sec. 3. 1 MRSA §1013, sub-§2, ¶B-1 is enacted to
5 read:

6 B-1. A Legislator making a complaint pursuant to
7 subsection 1, paragraph D, shall file the com-
8 plaint under oath with the chairman. The com-
9 plaint shall specify the facts of the alleged im-
10 proper ruling or decision. Upon a majority vote
11 of the commission, the commission shall conduct
12 such investigation and shall hold such hearings
13 as its deems necessary. The commission shall is-
14 sue its findings of fact together with its opin-
15 ion to the House of which the Legislator making
16 the complaint is a member. That House may take
17 whatever action it deems appropriate, in accord-
18 ance with the Constitution of Maine.

19 STATEMENT OF FACT

20 The purpose of this bill is to allow Legislators
21 to file complaints with the Commission on Governmen-
22 tal Ethics and Election Practices concerning
23 nonparliamentary rulings or decisions of the Presi-
24 dent of the Senate or Speaker of the House of Repre-
25 sentatives concerning conduct or activities of Legis-
26 lators.

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