

MAINE STATE LEGISLATURE

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D. OF R.

1

L.D. 1544

2

(Filing No. S- 236)

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STATE OF MAINE

4

SENATE

5

112TH LEGISLATURE

6

FIRST REGULAR SESSION

7

SENATE AMENDMENT "A" to COMMITTEE AMENDMENT "A"

8

to S.P. 587, L.D. 1544, Bill, "AN ACT to Establish

9

Legislative Council Oversight of Expenditures for

10

Joint Standing Committees, Joint Select Committees

11

and Legislative Investigating Committees."

12

Amend the amendment by striking out everything

13

after the first paragraph after the title and insert-

14

ing in its place the following:

15

'Sec. 1. 3 MRSA §165, sub-§7, as amended by PL

16

1975, c. 770, §6, is further amended to read:

17

7. Other subpoenas, etc. When the duties as-

18

signed to a committee so require, the Legislature may

19

grant to it the power to administer oaths, issue sub-

20

poenas, compel the attendance of witnesses and the

21

production of any papers, books, accounts, documents

22

and testimony, and to cause the deposition of wit-

23

nesses, whether residing within or without the State

24

to be taken in the manner prescribed by law for tak-

25

ing depositions in civil actions in the Superior

26

Court. When the Legislature grants this power to a

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joint standing committee or joint select committee,

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such committee shall function as an investigating

29

committee and shall be subject to the provisions of

30

chapter 21. No appropriation or allocation may be

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made for a specific study unless the Legislative

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Council has first approved a budget adopted by the

33

joint standing committee which is to conduct the

34

study. No appropriation or allocation may be made

35

for the operation of any joint select committee un-

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less the Legislative Council has first approved a

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budget adopted by the joint select committee. In

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case of disobedience on the part of any person to

39

comply with any subpoena issued in behalf of a com-

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mittee, or on the refusal of any witness to testify

SENATE AMENDMENT " A " to COMMITTEE AMENDMENT "A" to S.P. 587,
L.D. 1544

1 to any matters regarding which he may be lawfully in-
2 terrogated, it shall be the duty of the Superior
3 Court of any county, on application of a member of a
4 committee, to compel obedience by proceedings for
5 contempt, as in the case of disobedience of the re-
6 quirements of a subpoena issued from such court or a
7 refusal to testify therein. Each witness, other than
8 a state officer or employee, who appears before a
9 committee by its order or subpoena shall receive for
10 his attendance the fees and mileage provided for wit-
11 nesses in civil cases in courts of record, which
12 shall be audited and paid upon the presentation of
13 proper vouchers sworn to by such witness and approved
14 by the chairman of the committee;

15 Sec. 2. 3 MRSA §414 is enacted to read:

16 §414. Oversight of expenditures

17 The Legislative Council shall provide oversight
18 of expenditures for legislative investigating commit-
19 tees in the same manner as it provides oversight of
20 joint select committees pursuant to chapter 7.

D. OF R.

SENATE AMENDMENT " A " to COMMITTEE AMENDMENT "A" to S.P. 587,
L.D. 1544


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STATEMENT OF FACT

2 This amendment provides the Legislative Council
3 more flexibility in meeting the varied needs of the
4 various committees it oversees; joint standing, joint
5 select and legislative investigating. This amendment
6 still requires that the committee adopt a budget and
7 mandates the Legislative Council to approve that bud-
8 get before there can be any appropriation or alloca-
9 tion to the committee to carry out the work assigned.

10

4176060585



11 (Sen. Perkins)

12 NAME:

13 COUNTY: Hancock

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