

MAINE STATE LEGISLATURE

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1 (EMERGENCY)
2 SECOND REGULAR SESSION
3

4 ONE HUNDRED AND TWELFTH LEGISLATURE
5

6 Legislative Document

No. 1996

7
8 H.P. 1412

House of Representatives, February 7, 1986

9 Reference to the Committee on Energy and Natural Resources suggested
and ordered printed.

10 EDWIN H. PERT, Clerk

11 Presented by Speaker Martin of Eagle Lake.

Cosponsored by President Pray of Penobscot.

12
13 STATE OF MAINE
14

15 IN THE YEAR OF OUR LORD
16 NINETEEN HUNDRED AND EIGHTY-SIX
17

18 AN ACT Concerning the Membership of the
19 Advisory Commission on Radioactive
20 Waste.
21

22 **Emergency preamble.** Whereas, Acts of the Legis-
23 lature do not become effective until 90 days after
24 adjournment unless enacted as emergencies; and

25 Whereas, the duties and activities of the Advis-
26 ory Commission on Radioactive Waste are of extreme
27 and timely importance to the State; and

28 Whereas, it is vitally necessary that the members
29 of that commission be qualified to represent the best
30 interests of the State; and

31 Whereas, in the judgment of the Legislature,
32 these facts create an emergency within the meaning of
33 the Constitution of Maine and require the following
34 legislation as immediately necessary for the preser-
35 vation of the public peace, health and safety; now,
36 therefore,

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

3 38 MRSA §1453, sub-§2, as enacted by PL 1985, c.
4 309, §6, is amended to read:

5 2. Membership; appointment. The commission
6 shall consist of 13 members, who shall be appointed
7 as follows: The Commissioner of Environmental Protection,
8 the Commissioner of Human Services and the
9 State Geologist or their designees shall be members
10 of the commission. The President of the Senate shall
11 appoint 3 Senators, 2 from the majority party and one
12 from the minority party; one person from an organiza-
13 tion that holds a license for the use of radioactive
14 material; and one person from the general public.
15 The Speaker of the House of Representatives shall ap-
16 point 3 Representatives, 2 from the majority party,
17 and one from the minority party; one person from an
18 organization that holds a license for the use of ra-
19 dioactive material; and one person from the general
20 public. The terms of legislative members of the Com-
21 mission shall expire the first Wednesday in December
22 1986, and in even numbered years. The terms of the
23 public member appointed by the President of the Sen-
24 ate and the licensee member appointed by the Speaker
25 of the House of Representatives shall expire December
26 31, 1986, and every 2 years thereafter; and the terms
27 of the public member appointed by the Speaker of the
28 House of Representatives and the licensee member ap-
29 pointed by the President of the Senate shall expire
30 December 31, 1987, and every 2 years thereafter.
31 Notwithstanding this subsection, any public member or
32 licensee member may be removed by the appointing au-
33 thority, at the pleasure of the appointing authority,
34 and a new member may be appointed to complete the
35 term of the preceding appointee. Members may contin-
36 ue to serve until their replacements are designated.
37 Vacancies shall be filled by the appointing authority
38 to complete the term of the preceding appointee.

39 The commission shall elect a chairman from its legis-
40 lative membership. The Commissioner of Environmental
41 Protection shall serve as vice-chairman.

42 **Emergency clause.** In view of the emergency cited
43 in the preamble, this Act shall take effect when ap-
44 proved.

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STATEMENT OF FACT

2 This proposed bill provides for replacement of
3 the public and licensee members of the Advisory Com-
4 mission on Radioactive Waste by the appointing au-
5 thority.

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