

MAINE STATE LEGISLATURE

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R. of S.

1

L.D. 2419

2

(Filing No. S-460)

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STATE OF MAINE

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SENATE

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113TH LEGISLATURE

6

SECOND REGULAR SESSION

7 SENATE AMENDMENT " A " to COMMITTEE AMENDMENT "A "
8 to H.P. 1766, L.D. 2419, Bill, "AN ACT Relating to
9 Conflict of Interest for Certain Governmental
10 Officials and Employees."

11 Amend the amendment by inserting after the first
12 paragraph after the title the following:

13 'Sec. 1. 1 MRSA §1014, sub-§§4 to 6 are enacted
14 to read:

15 4. Former Legislator. Former Legislators shall
16 be subject to the provisions in this subsection with
17 respect to proceedings in which the Legislature is a
18 party or has a direct and substantial interest.

19 A. No former Legislator may knowingly act as an
20 agent or attorney for, or appear personally
21 before, the Legislature for anyone other than the
22 State for a one-year period following termination
23 of the Legislator's term in connection with a
24 proceeding in which the specific issue was pending
25 before the Legislature during a period terminating
26 at least 12 months prior to the termination of
27 that Legislator's term.

28 B. No former Legislator may knowingly act as an
29 agent or attorney for, or appear personally
30 before, the Legislature for anyone other than the

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SENATE AMENDMENT " A " to COMMITTEE AMENDMENT "A " to
H.P. 1766, L.D. 2419

1 State at any time following termination of the
2 Legislator's term in connection with a proceeding
3 in which the specific issue was pending before the
4 Legislature during the 12-month period immediately
5 preceding the termination of the Legislator's term.

6 C. For purposes of this subsection, "Legislature"
7 includes any legislative committee, subcommittee
8 or any board or commission in which a member of
9 the Legislature participates.

10 5. Application of more stringent statutory
11 provisions. If other statutory conflict of interest
12 provisions pertaining to any Legislator are more
13 stringent than the provisions in this section, the
14 more stringent provisions shall apply.

15 6. Avoidance of appearance of conflict of
16 interest. Every Legislator shall endeavor to avoid
17 the appearance of a conflict of interest by disclosure
18 or by abstention.

19 Sec. 2. 3 MRSA §320, as amended by PL 1981, c.
20 82, §2, is further amended by adding at the end a new
21 paragraph to read:

22 Notwithstanding this section, the Secretary of
23 State may increase any fee or charge necessary to
24 assure the proper implementation of Title 1, section
25 1014, subsection 4; Title 5, section 18, subsection 3;
26 and Title 30, section 2251, subsections 5 and 6.'

27 Further amend the amendment by renumbering the
28 sections to read consecutively.

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H.P. 1766, L.D. 2419

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STATEMENT OF FACT

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This amendment extends the "revolving door"
provision to prohibit former Legislators from
appearing before the Legislature. The amendment also
allows the Secretary of State to increase any fees or
charges as necessary to ensure that the conflict of
interest provisions in the amendment are enforced.

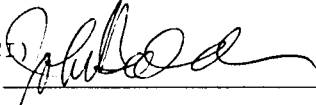
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(Sen. BALDACCI)

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COUNTY: Penobscot

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