

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

1
3
5
7
9
11
13
15
17
19
21
23
25
27
29
31
33
35
37
39
41
43
45
47
49

STATE OF MAINE
HOUSE OF REPRESENTATIVES
114TH LEGISLATURE
FIRST REGULAR SESSION

HOUSE AMENDMENT "A" to COMMITTEE AMENDMENT "A" to S.P. 152,
L.D. 272, Bill, "An Act to Implement the Aroostook Band of
Micmacs Settlement Act "

Amend the amendment by inserting after the first paragraph
(page 1, line 20 in amendment) the following:

'Sec. 1. 3 MRSA §601, as enacted by PL 1983, c. 497, §1, is
amended to read:

§601. Approval of legislation

When approval of legislation by an Indian tribe or Indian
nation is required by the United States Code, Title 25, Section
1725(e), or other act of Congress, certification of that approval
shall be made to the Secretary of State by the officer of the
affected Indian tribe or Indian nation designated in section 602
or 603. The certification shall state the date and manner of
approval of the legislation and shall be prima facie evidence of
approval. The Secretary of State shall forthwith transmit
certified copies of the certification of approval to the
Secretary of the Senate and the Clerk of the House of
Representatives.'

Further amend the amendment by striking out all of section 3
and inserting in its place the following:

'Sec. 3. Effective date. This Act shall be effective only if:

- 1. The United States enacts legislation:
 - A. Ratifying and approving this Act without modification;
and
 - B. Providing the consent of the United States for
amendments to this Act, with respect to the Aroostook Band
of Micmacs, provided that such amendment of this Act is made
with the agreement of the Aroostook Band of Micmacs; and

1
2. Within 60 days of adjournment of the Legislature, the
3 Secretary of State receives written certification by the Council
4 of the Aroostook Band of Micmacs that the band has agreed to
5 this Act, copies of which shall be submitted by the Secretary of
6 State to the Secretary of the Senate and the Clerk of the House
7 of Representatives, provided that in no event shall this Act
8 become effective until 90 days after adjournment of the
9 Legislature.'

11 Further amend the amendment by renumbering the sections to
12 read consecutively.

13

15

STATEMENT OF FACT

17

18 This amendment adds sections that were inadvertently omitted
19 from the bill.

21 The Maine Revised Statutes, Title 3, section 601 is amended
22 to clarify that the Aroostook Band of Micmacs must consent to any
23 amendments of this implementing Act once Congress passes
24 legislation to that effect.

25

26 The effective date section is amended to require the
27 Aroostook Band of Micmacs to approve this Act or this Act will
28 not become effective. This is standard language governing
29 approval of legislation by the affected Indian nation, tribe or
30 band.

31

Filed by Rep. Paradis of Augusta
Reproduced and distributed under the direction of the Clerk of the
House
5/8/89 (Filing No. H-154)