

# MAINE STATE LEGISLATURE

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

COMMITTEE AMENDMENT "A" to H.P. 595, L.D. 813, Bill, "An Act to Subject Municipal Rulemaking to Statutory Administrative Procedures"

Amend the bill by striking out all of the title and inserting in its place the following:

'An Act to Improve Public Access to and Participation in Decisions Made by Quasi-municipal Corporations'

Further amend the bill by striking out everything after the enacting clause and before the statement of fact and inserting in its place the following:

'30-A MRSA §2357 is enacted to read:

§2357. Public access to quasi-municipal decisions

1. Public notice and hearing required. All quasi-municipal corporations or districts must provide reasonable public notice and hearing before adopting any regulation or expanding or creating any program.

2. Regulation or program void. Except in the case of emergency regulations of limited duration, any regulation adopted or program created or expanded by a quasi-municipal corporation or district after December 30, 1989, is void unless the quasi-municipal corporation or district provided reasonable public notice and hearing as required by subsection 1 before adopting the regulation or creating or expanding the program.'

STATEMENT OF FACT

This amendment completely replaces the original bill. This amendment requires all quasi-municipal corporations or districts to provide for reasonable public notice and hearing regarding the

COMMITTEE AMENDMENT "A" to H.P. 595, L.D. 813

1 proposed creation or expansion of any program or the proposed  
2 adoption of any regulation by the corporation or district. Any  
3 regulation adopted or program created or expanded by the  
4 corporation or district after December 30, 1989, is void unless  
5 the quasi-municipal corporation or district provides reasonable  
6 public notice and hearing before adopting the regulation or  
7 creating or expanding the program. An exception is made for  
8 emergency regulations that must be made effective immediately,  
9 provided that those regulations are effective for only a limited  
10 duration. The amendment ensures that quasi-municipal entities  
11 provide at least a minimal opportunity for public input into  
decisions made by the quasi-municipal corporation or district.

Reported by the Committee on State and Local Government  
Reproduced and distributed under the direction of the Clerk of the  
House  
6/15/89

(Filing No. H-543)