

MAINE STATE LEGISLATURE

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114th MAINE LEGISLATURE

FIRST REGULAR SESSION - 1989

Legislative Document

No. 906

H.P. 664

House of Representatives, March 23, 1989

Reference to the Committee on State and Local Government suggested and ordered printed.

Ed Pert

EDWIN H. PERT, Clerk

Presented by Representative FOSS of Yarmouth.

Cosponsored by Senator ESTY of Cumberland, Senator BERUBE of Androscoggin and Representative BEGLEY of Waldoboro.

STATE OF MAINE

IN THE YEAR OF OUR LORD
NINETEEN HUNDRED AND EIGHTY-NINE

An Act to Require Detailed Legislator Finance Reports.



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

3 **Sec. 1. 1 MRSA §1016**, as enacted by PL 1975, c. 621, §1, is
5 amended to read:

7 **§1016. Statement of sources of income**

9 Each member of the Senate and House of Representatives shall
11 file a statement of sources of income for the preceding calendar
13 year with the commission prior to the close of the 2nd week in
15 February of each year. ~~Sources of income need not be indicated by
name, but shall be indicated by category or type of business
entity or economic activity in such manner as shall be determined
by the commission.~~

17 **Sec. 2. 1 MRSA §1017**, as amended by PL 1981, c. 698, §2, is
19 repealed and the following enacted in its place:

21 **§1017. Form; contents**

23 1. Form. The statement of sources of income filed under
25 this subchapter shall be on a form prescribed by the commission
27 and prepared by the Secretary of State which shall be filed with
the commission prior to the close of the 2nd week in February of
each year. This statement is a matter of public record. Prior
to the end of the first week in January in each year, the
Secretary of State shall deliver a form to each of the members of
the Senate and House of Representatives.

31 2. Disclosure of income. The Legislator filing the
statement shall:

33 A. Specify the names of each source of income which
35 accounts for 10% or more of the Legislator's total household
income; and

37 B. Specify the percentage of total household income
39 represented by each source of income in paragraph A.

41 For the purpose of this subchapter, owners of retail sales and
43 service establishments, except professional services, shall not
be required to list individual customers or clients for the
purpose of identifying sources of income.

45 3. In-kind income. The Legislator shall report income
47 received in kind, including, but not limited to, the transfer of
property, options to buy or lease and stock certificates by:

49 A. Identifying the specific name of each source of in-kind
51 income; and

B. Defining each type of in-kind income.

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This subsection shall apply to in-kind income, the value of which is estimated to be equal to or more than 10% of the Legislator's total household income.

4. Income not subject to disclosure. Campaign contributions, duly recorded as required by law, are deemed not to be income for the purposes of this statement.

5. Representation before state agencies. The Legislator shall identify each state agency before which the Legislator has represented or assisted others for compensation during the preceding calendar year. The Legislator shall also identify each state agency to which the Legislator or any immediate family member has sold goods or services during the preceding calendar year.

6. Attorneys serving as Legislators. Attorneys who are elected to the Legislature shall indicate their major areas of law practice and, if associated with a law firm, the major areas of law practice of the firm, in such manner as the commission requires.

STATEMENT OF FACT

This bill requires Legislators to disclose the specific sources of income that account for 10% or more of their total household income. Legislators are not required to disclose the actual amount of income derived from any source, but they are required to designate the percentage of total income represented by each source. Owners of retail sales and service establishments, except professional services, are not required to list individual customers or clients for the purpose of identifying sources of income.

The remaining provisions of the bill are provisions of current law.