

MAINE STATE LEGISLATURE

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114th MAINE LEGISLATURE

FIRST REGULAR SESSION - 1989

Legislative Document

No. 1492

H.P. 1070

House of Representatives, May 4, 1989

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

A handwritten signature in cursive script that reads "Ed Pert".

EDWIN H. PERT, Clerk

Presented by Representative HEESCHEN of Wilton.

Cosponsored by Speaker MARTIN of Eagle Lake, Senator BOST of Penobscot and President PRAY of Penobscot.

STATE OF MAINE

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

An Act Concerning the Public Advocate.



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

3 **35-A MRSA §1701, sub-§1, as enacted by PL 1987, c. 141, Pt.**
5 **A, §6, is repealed and the following enacted in its place:**

7 1. Election of the Public Advocate. The Public Advocate
9 shall be elected by the Legislature by a joint ballot of the
11 Senate and the House of Representatives in convention and shall
13 hold office for a term of 4 years or until a successor is elected
15 and qualified. If the office of Public Advocate becomes vacant
17 during a period when the Legislature is not in session, the
19 appointment of a person to fill the vacancy shall be made
21 immediately by the President of the Senate or if that office be
23 vacant, by the Speaker of the House of Representatives. The
25 person so appointed shall hold office until such time as the
27 Legislature meets, in regular or special session, and either
29 confirms the appointment of that person or chooses another person
31 to fill the office during the unexpired term.

In order to provide for an orderly transition following the
biennial election of the Public Advocate, the Public
Advocate-elect shall not take the oath of office or otherwise
qualify for the office for a period of no less than 30 days
following that election.

STATEMENT OF FACT

This bill provides that the Public Advocate shall be elected
to office in the same manner as is the State Auditor.