

MAINE STATE LEGISLATURE

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
115TH LEGISLATURE
SECOND REGULAR SESSION

HOUSE AMENDMENT "F" to COMMITTEE AMENDMENT "B" to S.P. 42,
L.D. 66, "RESOLUTION, Proposing an Amendment to the Constitution
of Maine to Provide State Funding of any Mandate Imposed on
Municipalities"

Amend the amendment by striking out everything after the
first paragraph after the title and before the statement of fact
and inserting in its place the following:

'Section 21. State mandates. For the purpose of more
fairly apportioning the cost of government and providing local
property tax relief, the State may not require a local unit of
government to expand or modify that unit's activities so as to
necessitate additional expenditures from local revenues unless
the State provides annually 100% of the funding for these
expenditures from state funds not previously appropriated to that
local unit of government. Legislation implementing this section
or requiring a specific expenditure as an exception to this
requirement may be enacted upon the votes of 2/3 of all members
elected to each House. This section must be liberally construed.'

Further amend the resolution by inserting at the end before
the statement of fact the following:

'FISCAL NOTE

The estimated cost of sending this resolution out to
referendum will vary according to the total number of referenda
enacted during the Second Regular Session of the 115th
Legislature. The estimated cost to the Secretary of State if one
to 6 referenda are enacted is \$95,000. Each additional
referendum costs an additional \$7,000.

2 If approved by the voters, this constitutional requirement
to fund the municipal cost of state mandates would increase the
4 cost to the State of implementing many laws and rules. The
Legislative Office of Fiscal and Program Review also will require
6 2 additional staff and resources to assess the municipal fiscal
impact of each proposed law. The estimated cost for fiscal year
1992-93 is \$121,449.' '

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STATEMENT OF FACT

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This amendment changes the percentage of cost that must be
appropriated to pay the cost of implementing state mandates from
14 90% to 100%; simplifies the language to otherwise accomplish the
intent of Committee Amendment "B"; and adds a fiscal note to
16 clarify the fiscal impact of the resolution.

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Filed by Rep. Hanley of Paris
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House
3/25/92 (Filing No. H-1273)

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