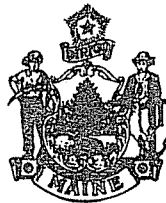


MAINE STATE LEGISLATURE

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115th MAINE LEGISLATURE

FIRST REGULAR SESSION-1991

Legislative Document

No. 385

H.P. 265

House of Representatives, February 6, 1991

Reference to the Committee on Energy and Natural Resources suggested and ordered printed.

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

EDWIN H. PERT, Clerk

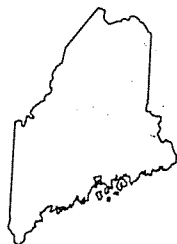
Presented by Representative GOULD of Greenville.
Cosponsored by Representative ANDERSON of Woodland.

STATE OF MAINE

IN THE YEAR OF OUR LORD
NINETEEN HUNDRED AND NINETY-ONE

An Act Concerning the Board of Environmental Protection.

(EMERGENCY)



Emergency preamble. Whereas, Acts of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, the number of issues before the Board of Environmental Protection is increasing; and

Whereas, it is necessary to reach decisions on these issues in a timely manner; and

Whereas, the Board of Environmental Protection does not have professional staff to assist it in understanding many of the complex issues before it; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

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

38 MRSA §341-F, sub-§§1 and 2, as enacted by PL 1989, c. 890, Pt. A, §13 and affected by §40, are amended to read:

1. Staff. ~~Staff~~ The executive director of the board must be ~~hired~~ appointed by the ~~chair-with-the-consent-of-the-board~~ Governor, subject to review by the joint standing committee of the Legislature having jurisdiction over energy and natural resource matters and to confirmation by the Legislature. The executive director shall direct the daily operations of the board staff. The executive director may hire employees as necessary with the consent of the board.

2. Unclassified employees. ~~Professional---staff~~ The executive director of the board ~~are~~ is an unclassified employee and ~~may-be-removed,-only-for-cause,-by-the-chair-with-consent-~~ serves at the pleasure of the board Governor. All other professional staff of the board are unclassified employees.

Emergency clause. In view of the emergency cited in the preamble, this Act takes effect when approved.

STATEMENT OF FACT

This bill reassigns the responsibility of hiring professional staff for the Board of Environmental Protection from the board to the Governor subject to the approval of the Legislature.