

MAINE STATE LEGISLATURE

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115th MAINE LEGISLATURE

FIRST REGULAR SESSION-1991

Legislative Document

No. 1124

S.P. 410

Received by the Secretary, March 12, 1991

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

A handwritten signature in cursive script that reads "Joy J. O'Brien".

JOY J. O'BRIEN
Secretary of the Senate

Presented by Senator MILLS of Oxford

Cosponsored by Representative BOUTILIER of Lewiston and Senator GOULD of Waldo.

STATE OF MAINE

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

An Act Concerning the Maine Turnpike Authority.

Printed on recycled paper



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

2
4 23 MRSA §1965, sub-§2, as amended by PL 1987, c. 433, §1, is
further amended to read:

6 2. **Membership of the authority.** The membership of the
authority shall-be is as follows.

8
10 A. The authority shall--~~consist~~ consists of 4 5 members
12 appointed by the Governor, subject to review by the joint
standing committee of the Legislature having jurisdiction
14 over transportation and subject to confirmation by the
Legislature. The Commissioner of Transportation shall-be is
16 a member ex officio. Upon the expiration of the term of
office of any member, the Governor shall appoint a new
18 member who shall serve in office for a term of 7 years and
until his a successor is duly appointed and qualified, and
any member of the authority shall--be is eligible for
20 reappointment. In the event of a vacancy in the membership
of the authority caused by the death, incapacity,
22 resignation or removal of a member, the Governor shall
appoint a member to fill that vacancy only for the unexpired
24 term of office of the member whose death, incapacity,
resignation or removal created the vacancy, but the newly
26 appointed member may be reappointed at the end of the
unexpired term in accordance with this subsection. In all
28 events, no member may be appointed to the authority who is
not a resident of the State at the time of his appointment
30 and qualification, or who has not been a qualified voter in
the State for a period of at least one year next preceding
his the appointment.

32
34 B. Immediately after their appointments, the members of the
authority shall enter upon their duties. The Governor shall
36 name one of the appointed members as ~~chairman~~ chair of the
authority. The authority shall elect a secretary and
38 treasurer who need not be a-member members of the authority,
and shall elect an executive director or general manager who
is not a member of the authority. The election of executive
40 director or general manager is subject to review by the
42 joint standing committee of the Legislature having
jurisdiction over transportation and is subject to
44 confirmation by the Legislature. Three members of the
authority shall constitute a quorum and 3 votes shall-be are
46 required for the authority to act on any matter, although a
lesser number may adjourn. ~~No~~ A vacancy in the authority
48 ~~impairs~~ does not impair the right of a quorum of the members
to exercise all the rights and perform all the duties of the
authority.

50
52 C. Before the issuance of any bonds under this chapter, the
secretary and treasurer shall execute a security bond in the

2 penalty of \$100,000. Each security bond must be approved by
the Attorney General and shall--be conditioned upon the
4 faithful performance of the duties of his--office the
Attorney General, which bond shall must be filed in the
6 office of the State Auditor. Each member of the authority
shall--be--compensated is entitled to compensation according
8 to the provisions of Title 5, chapter 379. The Governor may
remove a member from the authority only for gross misconduct.

10
12 **STATEMENT OF FACT**

14 Currently, the Maine Turnpike Authority consists of 4
members appointed by the Governor. This bill increases the
16 membership to 5. The bill also provides that the election of an
executive director or general manager is subject to review and
18 confirmation by the Legislature.