

MAINE STATE LEGISLATURE

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

COMMITTEE AMENDMENT "A" to H.P. 913, L.D. 1310, Bill, "An Act to Promote Fully Informed Legislation and Rulemaking"

Amend the bill by inserting after section 3 the following:

'Sec. 4. 5 MRSA §8053, sub-§1, as amended by PL 1985, c. 39, §2, is further amended to read:

1. Notice of rulemaking without hearing. At least 20 days prior to the adoption of any rule without hearing, the agency shall deliver or mail written notice to:

A. Any person specified by the statute authorizing the rulemaking;

B. Any person who has filed within the past year a written request with the agency for notice of rulemaking; and

C. Any trade, industry, professional, interest group or regional publication that the agency deems considers effective in reaching the persons affected.

Notification to subscribers under paragraph B shall must be by mail or otherwise in writing to the last address provided to the agency by that person. Subscribers under paragraph B may request to receive a copy of each proposed rule and a copy of the economic impact analysis statement prepared under section 8052, subsection 5-B with the written notice. The agency shall provide the copy copies at the same time the notice is sent.

Written notice shall must also be given to the Office of the Secretary of State, by the deadline established by him, the office for publication in accordance with subsection 5.'

COMMITTEE AMENDMENT "X" to H.P. 913, L.D. 1310

Further amend the bill in section 3 in subsection 3 in the 4th and 5th lines (page 2, line 39 and 40 in L.D.) by striking out the following: "and the fact sheet developed pursuant to section 8053-A" and inserting in its place the following: 'and the economic impact analysis statement'

Further amend the bill by inserting after section 4 the following:

'Sec. 5. 5 MRSA §11112, first ¶, as amended by PL 1989, c. 574, §9, is further amended to read:

Any group of 100 25 or more registered voters, who have a substantial interest in a rule, or any person who may be directly, substantially and adversely affected by the application of a rule, may file an application for review with the executive director. With respect to any application or petition for review pursuant to this section, the petition or application shall must be verified and certified in the same manner provided in Title 21-A, section 354, subsection 7, paragraphs A and C. The applicant shall must state with specificity on a form prepared by the director, the following:

Sec. 6. Appropriation. The following funds are appropriated from the General Fund to carry out the purposes of this Act.

	1991-92	1992-93
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**ECONOMIC AND COMMUNITY
DEVELOPMENT, DEPARTMENT OF**

**Administration - Economic and
Community Development**

Positions	(1.0)	(1.0)
Personal Services	\$28,740	\$42,284
All Other	15,000	20,000
Capital Expenditures	3,000	

Provides funds for the salary and fringe benefits of an Economist position, consulting services, computer equipment and software and general operating expenses necessary for the preparation of economic impact statements.

**DEPARTMENT OF ECONOMIC AND
COMMUNITY DEVELOPMENT
TOTAL**

	<u>\$46,740</u>	<u>\$62,284</u>
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2 EXECUTIVE DEPARTMENT

4 State Planning Office

6	Positions	(1.0)	(1.0)
	Personal Services	\$28,740	\$42,284
8	All Other	13,875	14,500
10	Provides funds for the salary		
	and fringe benefits of an		
12	Economist position,		
	consulting services and		
14	computer upgrades necessary		
	for the preparation of		
16	economic impact statements.		

18 EXECUTIVE DEPARTMENT
TOTAL

\$42,615	\$56,784
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22 TOTAL APPROPRIATIONS

\$89,355	\$119,068'
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24 Further amend the bill by renumbering the sections to read
consecutively.

26 Further amend the bill by inserting before the statement of
28 fact the following:

30
32 FISCAL NOTE

34	1991-92	1992-93
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APPROPRIATIONS/ALLOCATIONS

36	General Fund	\$89,355	\$119,068
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38 This bill requires the State Planning Office and the
40 Department of Economic and Community Development to prepare
economic impact analysis statements when requested by the
42 Legislature. The State Planning Office requires General Fund
appropriations of \$42,615 in fiscal year 1991-92 and \$56,784 in
44 fiscal year 1992-93 for the salary and fringe benefits of an
Economist, consulting services and computer equipment upgrades.
46 The Department of Economic and Community Development requires
General Fund appropriations of \$46,740 in fiscal year 1991-92 and
48 \$62,284 in fiscal year 1992-93 for the salary and fringe benefits
of an Economist, computer software, consulting services and
50 computer equipment.

COMMITTEE AMENDMENT "A" to H.P. 913, L.D. 1310

2 In addition, General Fund appropriations and Highway Fund
allocations will be required by other state agencies for the
4 staffing and contractual costs related to the preparation of
economic impact statements on proposed rules. The amount of
6 appropriations and allocations needed can not be estimated at
this time.'

8
10 STATEMENT OF FACT

12 This amendment requires that a copy of the economic impact
analysis accompany the copy of any rule sent to people requesting
14 a copy of the rule. It also reduces the number of signatures
needed to apply for a review of a rule from 100 to 25. The
16 amendment also adds an appropriation section and a fiscal note to
the bill.

Reported by the Majority of the Committee on State and Local Government
Reproduced and distributed under the direction of the Clerk of the
House
(5/28/91) (Filing No. H-454)