

# MAINE STATE LEGISLATURE

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902  
R. of S.

L.D. 1758

(Filing No. H-703)

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

COMMITTEE OF CONFERENCE AMENDMENT "A" to H.P. 1202, L.D. 1758, "RESOLUTION, Proposing an Amendment to the Constitution of Maine to Provide for the Recall of State Elective Officials"

Amend the resolution by striking out all of the title and substituting the following:

'RESOLUTION, Proposing an Amendment to the Constitution of Maine to Provide for the Recall of State and County Elective Officials'

Further amend the resolution by striking out all of the amending clause and section 5-A (page 1, lines 5 to 33 in L.D.) and inserting in their place the following:

'Constitution, Art. IX, §5-A is enacted to read:

Section 5-A. Removal of state and county officers by recall. Every person holding a state or county elected office under this State is subject to recall and discharge by the legal voters of the State or of the county pursuant to procedures as may be established by law.

; and be it further'

Further amend the resolution in the referendum by striking out all of the question (page 1, lines 44 to 51 in L.D.) and inserting in its place the following:

' "Shall the Constitution of Maine be amended to provide for the recall and discharge of state and county elective officials?" '

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

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**FISCAL NOTE**

The estimated cost of sending this resolution out to referendum will vary according to the total number of referenda. The estimated cost to the Secretary of State if one to 6 referenda are enacted is \$95,000. Each additional referendum costs an additional \$6,500.'

**STATEMENT OF FACT**

The amendment restricts recall and discharge by the voters to state and county elective officials and removes both the procedural requirements and the reasons for which recall may be initiated. The amendment also substitutes a new referendum question to reflect the substantive changes and adds a fiscal note to the resolution. The companion piece of legislation to this resolution calls for the creation of a special commission on recall to create the necessary legislation, subject to the approval of 2/3 of both Houses, to implement this amendment if it is ratified by the voters.

Reported by the Committee of Conference on L.D. 1758  
Reproduced and distributed under the direction of the Clerk of the House  
(6/26/91) (Filing No. H-703)