

MAINE STATE LEGISLATURE

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

COMMITTEE AMENDMENT "A" to H.P. 1603, L.D. 2265, Bill, "An Act to Establish a Budget Committee and Process for Cumberland County"

Amend the bill by striking out the title and substituting the following:

'An Act to Establish Budget Equity in Cumberland County'

Further amend the bill in section 2 in that part designated "~~§895.~~" in subsection 1 in paragraph F in the 2nd and 3rd lines (page 2, lines 24 and 25 in L.D.) by striking out the following: "including the budget for municipal services in the unorganized territory."

Further amend the bill in section 2 in that part designated "~~§897.~~" by striking out all of subsections 3, 4 and 5 (page 3, lines 16 to 44 in L.D.) and inserting in their place the following:

3. Public hearing. The finance committee shall hold a public hearing in the county on the proposed budget before the end of the county's fiscal year and before the adoption of the budget. Notice of the hearing must be given at least 10 days before the hearing in all newspapers of general circulation within the county. Written notice and a copy of the proposed itemized budget must be sent by registered or certified mail with return receipt requested or delivered in person with proof received of the delivery to the clerk of each municipality in the county. Each municipal clerk shall notify the municipal officers of the proposed itemized budget.

4. Adoption of budget. After the public hearing is completed pursuant to subsection 3, the finance committee may further increase, decrease, alter or revise the proposed itemized budget, subject to the conditions and restrictions imposed in subsection 2. The proposed itemized budget must be finally approved by a majority vote of the finance committee at a duly

COMMITTEE AMENDMENT "A" to H.P. 1603, L.D. 2265

2 called meeting not later than the end of the county's fiscal
3 year. The finance committee shall send the approved budget to
4 the county commissioners, who shall:

6 A. Adopt the approved budget without modification by
7 majority vote; or

8 B. Make changes in the approved budget and adopt the
9 modified budget by unanimous vote.

10 The adopted budget is final and not subject to further action by
11 the county commissioners or the finance committee, except as
12 provided in section 898.

14 5. Assessment of taxes. The budget adopted under
15 subsection 4 becomes the final authorization for the assessment
16 of county taxes. The authorized county tax must be apportioned
17 and collected in accordance with section 706.'

20 Further amend the bill in section 2 in that part designated
21 "§897." in subsection 6 in the first line (page 3, line 46 in
22 L.D.) by striking out the following: "approved" and inserting in
23 its place the following: 'adopted'

24 Further amend the bill in section 2 in that part designated
25 "§898." in the first paragraph in the first line (page 4, line 6
26 in L.D.), in the 3rd line (page 4, line 8 in L.D.) and the in the
27 7th line (page 4, line 12 in L.D.) by striking out the following:
28 "approved final" and inserting in their place the following:
29 'adopted'

32 Further amend the bill in section 2 in that part designated
33 "§899." in the first paragraph in the first line (page 4, line 20
34 in L.D.) by striking out the following: "approved final" and
35 inserting in its place the following: 'adopted'

36 Further amend the bill by inserting before the emergency
37 clause the following:

40 '**Sec. 3. Costs not funded.** Notwithstanding the Maine Revised
41 Statutes, Title 30-A, section 5684, any requirements of this Act
42 that result in additional costs to local or county government are
43 not state mandates subject to that section and the State is not
44 required to fund those costs.

46 **Sec. 4. Appropriation.** The following funds are appropriated
from the General Fund to carry out the purposes of this Act.

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1992-93

4

**SECRETARY OF STATE,
DEPARTMENT OF THE**

6

Elections and Commissions

8

All Other

\$4,000

10

12

Provides funds to conduct the election for
the Cumberland County finance committee
members.'

14

16

Further amend the bill by adding at the end before the
statement of fact the following:

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FISCAL NOTE

20

1992-93

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APPROPRIATIONS/ALLOCATIONS

24

General Fund

\$4,000

26

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This bill provides a General Fund appropriation to the
Department of the Secretary of State in the amount of \$4,000 in
fiscal year 1992-93 for costs to conduct the election for the
Cumberland County finance committee members.'

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STATEMENT OF FACT

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This amendment removes the final authority over the adopted
budget given to the Cumberland County finance committee in the
original bill. In this amendment, the county commissioners may
modify the finance committee's approved budget by a unanimous
vote. The finance committee retains final authority over budget
amendments. The amendment also removes references to unorganized
territories, since there are none in Cumberland County.

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Reported by the Minority of the Committee on State and Local Government
Reproduced and distributed under the direction of the Clerk of the
House
3/17/92 (Filing No. H-1129)