

MAINE STATE LEGISLATURE

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M I N O R I T Y
STATE & LOCAL GOVERNMENT

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
116TH LEGISLATURE
SECOND REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 825, L.D. 1111, "Resolve, to Create the Commission to Establish Criteria and Qualifications for Certain State Officers"

Amend the resolve by striking out all of section 2 and inserting in its place the following:

'Sec. 2. Commission membership. Resolved: That the commission consists of the following 11 members: the Secretary of State or a designee; the Attorney General or a designee; the Treasurer of State or a designee; the State Auditor or a designee; one Senator, appointed by the President of the Senate; 2 members of the House of Representatives, appointed by the Speaker of the House of Representatives; and 4 members appointed by the Governor, who must, so far as possible, be members of professional organizations directly involved in the activities regulated by or associated with one or more of the state officers or persons with professional experience in an area of governmental, commercial, legal or other activity regulated by or associated with one or more of the state officers; and be it further'

Further amend the resolve in section 3 in the next to the last line (page 1, line 37 in L.D.) by striking out the following: "August 1, 1993" and inserting in its place the following: 'May 1, 1994'

COMMITTEE AMENDMENT

2 Further amend the resolve by striking out all of section 5
and inserting in its place the following:

4 **'Sec. 5. Duties. Resolved:** That the commission shall:

6 1. Examine the responsibilities and duties of state
8 officers;

10 2. Examine the educational, experiential and professional
12 certification or licensing requirements necessary for performing
the duties required of state officers;

14 3. Determine the need for establishing additional or more
16 specific job criteria and qualification requirements for state
officers;

18 4. If determined necessary, recommend the job criteria and
20 qualifications for the individuals holding state office; and

22 5. Determine the most appropriate method of establishing
those criteria and qualifications and recommend a timetable for
24 doing so.

In carrying out its review, the commission shall hold at
26 least one public hearing; and be it further'

28 Further amend the resolve by striking out all of sections 7
and 8 and inserting in their place the following:

30 **'Sec. 7. Compensation. Resolved:** That members of the
32 commission who are Legislators are entitled to receive
legislative per diem and members who are not state employees are
34 entitled to receive reimbursement for travel and other necessary
expenses related to performance of their duties upon application
36 to the Executive Director of the Legislative Council; and be it
further

38 **Sec. 8. Report. Resolved:** That the commission shall submit
40 its report, together with any recommended legislation, to the
joint standing committee of the Legislature having jurisdiction
42 over state government matters no later than January 15, 1995.
Upon receipt of the commission's report, the joint standing
44 committee shall hold a public hearing on the report, including
any recommended legislation. Upon completion of the public
46 hearing, the joint standing committee may report out legislation
to the First Regular Session of the 117th Legislature; and be it
48 further

50 **Sec. 9. Appropriation. Resolved:** That the following funds are
appropriated from the General Fund to carry out the purposes of
52 this resolve.

R.d.S.

2

1993-94

4

LEGISLATURE

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Commission to Establish the Criteria and Qualifications for Certain State Officers

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Personal Services

\$1,485

10

All Other

3,650

12

Provides funds for the Commission to Establish the Criteria and Qualifications for Certain State Officers for the per diem of legislative members, expenses of legislative and public members and miscellaneous commission expenses.

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LEGISLATURE

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TOTAL

\$5,135'

22

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

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26

FISCAL NOTE

28

1993-94

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APPROPRIATIONS/ALLOCATIONS

32

General Fund

\$5,135

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The Legislature will require a General Fund appropriation of \$5,135 in fiscal year 1993-94 to provide funding for the Commission to Establish the Criteria and Qualifications for Certain State Officers including the per diem of legislative members, expenses of legislative and public members and miscellaneous commission expenses.

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The cost of providing staff assistance to the commission during the interim between legislative sessions can be absorbed by the Legislature utilizing existing budgeted resources.'

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STATEMENT OF FACT

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The amendment changes the resolve in the following ways: reduces the size of the study commission from 13 to 11 members and establishes qualifications for some of the appointees;

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COMMITTEE AMENDMENT

R.S.

COMMITTEE AMENDMENT "A" to H.P. 825, L.D. 1111

clarifies the duties and responsibilities of the commission;
2 provides reimbursement for travel and other expenses of
commission members who are not state employees; changes the first
4 meeting date and reporting date of the commission; authorizes the
Joint Standing Committee on State and Local Government to review
6 the commission's report and introduce legislation to the 117th
Legislature, if necessary; and adds an appropriation section and
8 a fiscal note to the resolve.