

MAINE STATE LEGISLATURE

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116th MAINE LEGISLATURE

FIRST REGULAR SESSION-1993

Legislative Document

No. 1429

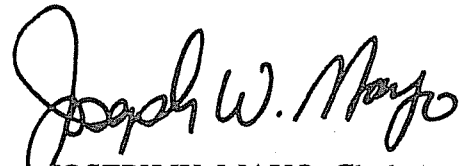
H.P. 1061

House of Representatives, May 4, 1993

Resolve, to Establish a Commission to Study the Size of the Legislature.

(EMERGENCY)

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


JOSEPH W. MAYO, Clerk

Presented by Representative JOSEPH of Waterville.

2 **Emergency preamble.** Whereas, Acts and resolves of the
Legislature do not become effective until 90 days after
adjournment unless enacted as emergencies; and

4
6 **Whereas,** the study created by this resolve must be initiated
before the 90-day period in order that the study may be completed
and a report may be issued in time for submission to the next
8 legislative session; and

10 **Whereas,** in the judgment of the Legislature, these facts
create an emergency within the meaning of the Constitution of
12 Maine and require the following legislation as immediately
necessary for the preservation of the public peace, health and
14 safety; now, therefore, be it

16 **Sec. 1. Commission established. Resolved:** That a Commission to
Study the Size of the Legislature is established; and be it
18 further

20 **Sec. 2. Commission membership. Resolved:** That the commission
consists of the following 5 members: 2 members appointed by the
22 President of the Senate; 2 members appointed by the Speaker of
the House of Representatives; and one member appointed by the
24 majority of those 4 commissioners who shall serve as chair of the
commission. The 5 members must be residents of the State,
26 appointed from the public. A person who is a Legislator at the
time of appointment may not be appointed; and be it further

28 **Sec. 3. Appointments; meetings. Resolved:** That all
30 appointments must be made no later than 30 days following the
effective date of this resolve. The Executive Director of the
32 Legislative Council must be notified of the selections by all
appointing authorities and shall convene the first meeting of the
34 commission by August 1, 1993; and be it further

36 **Sec. 4. Duties. Resolved:** That the commission shall study the
size of the Legislature. In conducting the study the commission
38 shall examine the following:

40 1. Whether the current size of the Legislature offers
adequate representation to all citizens of the State; and

42 2. Whether the current geographical distribution of the
44 Legislature offers reasonable access to representation for all
citizens of the State; and be it further

46 **Sec. 5. Process. Resolved:** That in examining the issues in
48 section 4 of this resolve, the commission may:

2 1. Meet at such times and places as the commission
determines necessary;

4 2. Hold informational sessions for discussions with
6 knowledgeable persons;

8 3. Conduct, summarize and analyze the results of a
literature search;

10 4. Conduct, tabulate and analyze the results of a survey of
12 the public or affected persons and groups;

14 5. Procure and analyze relevant data;

16 6. Conduct legal research and prepare opinions on legal
questions within the scope of the study; and

18 7. Determine and summarize the legislative actions or
20 governmental programs undertaken in other jurisdictions related
to issues within the scope of the study; and be it further

22 **Sec. 6. Staff assistance. Resolved:** That the commission may
24 request staffing assistance from the Legislative Council; and be
it further

26 **Sec. 7. Report. Resolved:** That the commission shall submit
28 its report and any necessary implementing legislation to the
Second Regular Session of the 116th Legislature no later than
30 November 1, 1993; and be it further

32 **Sec. 8. Funding. Resolved:** That interested persons and
34 organizations may provide outside sources of funding to finance
the activities of the commission. The Legislative Council shall
36 administer outside funds acquired for the study. Expenditures
may not be incurred that have an impact on the General Fund. The
38 Legislative Council may not incur expenditures unless they have
received outside sources of funding for the study. Members of
40 the commission are entitled to expenses from any such funding
upon application to the Executive Director of the Legislative
Council.

42 **Emergency clause.** In view of the emergency cited in the
44 preamble, this resolve takes effect when approved.

46 **STATEMENT OF FACT**

48 This resolve creates a Commission to Study the Size of the
50 Legislature. The commission shall submit its report and any
implementing legislation to the Second Regular Session of the
116th Legislature.