

MAINE STATE LEGISLATURE

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116th MAINE LEGISLATURE

SECOND REGULAR SESSION-1994

Legislative Document

No. 1959

H.P. 1433

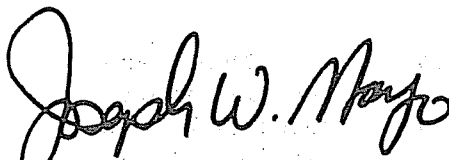
House of Representatives, March 1, 1994

**Resolve, to Provide the Secretary of State with Additional Time to
Validate Petitions for Initiated Legislation.**

(AFTER DEADLINE)

(EMERGENCY)

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 27.
Reference to the Committee on Legal Affairs suggested and ordered printed.


JOSEPH W. MAYO, Clerk

Presented by Speaker GWADOSKY of Fairfield.

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

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6 Whereas, an extension of time is necessary to validate
petitions currently before the Secretary of State; and

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10 Whereas, it is only fair and just to provide the petitioners
with an expeditious determination of the validity of the
12 petitions and to ensure the people of the State that the
petitions meet the requirements of the law and the Constitution
of Maine; and

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

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22 Sec. 1. Extension. Resolved: That, notwithstanding the Maine
Revised Statutes, Title 21-A, section 905, the period of time
24 within which the Secretary of State must determine the validity
of petitions for initiated legislation filed in January of 1994
is extended to March 14, 1994; and be it further

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28 Sec. 2. Superior Court action. Resolved: That the period of
time within which any action related to that initiated
30 legislation referred to in section 1 must be commenced or tried
in Superior Court may not begin until the Secretary of State
makes a determination on the validity of the petitions.

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

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STATEMENT OF FACT

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40 This resolve provides a one-time extension of 17 days for
the Secretary of State to determine the validity of petitions
42 submitted pursuant to the Maine Revised Statutes, Title 21-A,
section 905 and ensures that the period of time during which any
interested party may commence an action in Superior Court is
likewise extended.

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50 This document has not yet been reviewed to determine the
need for cross-reference, stylistic and other technical
amendments to conform existing law to current drafting standards.