

MAINE STATE LEGISLATURE

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R. of S.

L.D. 284

DATE: April 11, 1995 (Filing No. S- 57)

UTILITIES AND ENERGY

Reported by: Senator CARPENTER of York for the Committee.

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**STATE OF MAINE
SENATE
117TH LEGISLATURE
FIRST REGULAR SESSION**

COMMITTEE AMENDMENT " A " to S.P. 108, L.D. 284, Bill, "An Act Amending the Charter of the Department of Electric Works within the Town of Madison"

Amend the bill by inserting after the title and before the emergency preamble the following:

'Mandate preamble. This measure requires one or more local units of government to expand or modify activities so as to necessitate additional expenditures from local revenues but does not provide funding for at least 90% of those expenditures. Pursuant to the Constitution of Maine, Article IX, Section 21, two thirds of all of the members elected to each House have determined it necessary to enact this measure.'

Further amend the bill by striking out all of the emergency clause and inserting in its place the following:

'Sec. 2. Emergency clause; referendum; effective date. In view of the emergency cited in the preamble, this Act takes effect when approved only for the purpose of permitting its submission to the legal voters within the Town of Madison at the next regular town meeting or at a special town meeting to be called and held for that purpose by January 1, 1996. The election must be called, advertised and conducted according to the law relating to municipal elections, except that the registrar of voters is not required to prepare or the town clerk to post a new list of voters. The registrar of voters must be in session on the secular day next preceding the election. The town clerk of the

COMMITTEE AMENDMENT

R. of S.

COMMITTEE AMENDMENT "A" to S.P. 108, L.D. 284

2 town shall prepare the required ballots, on which the town clerk
shall reduce the subject matter of this Act to the following
question:

4

6 "Do you favor increasing the short-term borrowing authority
of the Madison Department of Electric Works from \$50,000 to
\$1,200,000?"

8

10 The voters shall indicate by a cross or check mark placed
against the words "Yes" or "No" their opinion of the same.

12

14 The results must be declared by the municipal officers of
the Town of Madison and due certificate of the results filed by
the town clerk with the Secretary of State.

16

18 This Act takes effect immediately upon its acceptance by a
majority of the legal voters voting at the election.'

20

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

22

FISCAL NOTE

24

26 This bill requires the Town of Madison to hold a public
referendum. The additional costs of this state mandate are
likely to be relatively minor. Pursuant to the Mandate Preamble,
28 the two-thirds vote of all members elected to each House exempts
the State from the constitutional requirement to fund 90% of the
additional local costs.'

30

32

STATEMENT OF FACT

34

This amendment adds a referendum clause, a mandate preamble
and a fiscal note to the bill.