

MAINE STATE LEGISLATURE

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DATE: June 15, 1995

(Filing No. S-274)

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STATE OF MAINE
SENATE
117TH LEGISLATURE
FIRST REGULAR SESSION

SENATE AMENDMENT " B " to S.P. 167, L.D. 428, Bill, "An Act to Require That Additions to the Endangered Species List Be Approved by the Legislature"

Amend the bill by striking out all of the emergency preamble.

Further amend the bill in section 1 in that part designated "**§7753.**" by inserting after subsection 3 the following:

'4. Process for recommendation; notice and hearings. Prior to recommending an addition, deletion or other change to the endangered and threatened species listed in subsection 3, the commissioner shall provide for public notice and public hearings on that proposed recommendation in accordance with the provisions of Title 5, chapter 375, subchapter II.

5. Designation by Legislature. The Legislature may not amend the list of endangered or threatened species in subsection 3 except upon the recommendation of the commissioner.'

Further amend the bill by striking out all of the emergency clause.

FISCAL NOTE

The Department of Inland Fisheries and Wildlife will incur some minor additional costs to provide public notice and hold public hearings relative to changes in the endangered species list. These costs can be absorbed within the department's existing budgeted resources.

R.S.

STATEMENT OF FACT

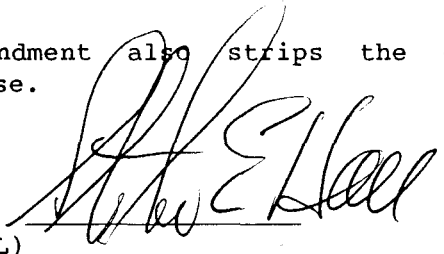
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This amendment requires the Commissioner of Inland Fisheries and Wildlife to provide for public notice and public comment on proposed recommendations for changes in the list of endangered or threatened species. That public notice and public hearing must be conducted according to the provisions of the Maine Administrative Procedure Act that apply to agency rule-making activities.

The amendment also states that the Legislature may not change the list of endangered or threatened species except upon the recommendation of the commissioner.

This amendment also strips the emergency preamble and emergency clause.

SPONSORED BY:
(Senator HALL)



COUNTY: Piscataquis