

MAINE STATE LEGISLATURE

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MAJORITY
STATE AND LOCAL GOVERNMENT

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
118TH LEGISLATURE
SECOND REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 52, L.D. 77, Bill, "An Act to Change the Budgeting Process for York County"

Amend the bill by striking out everything after the title and before the summary and inserting in its place 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.

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 30-A MRSA §833, sub-§3, as enacted by PL 1993, c. 623, §1, is amended to read:

3. Public hearing. The budget committee shall hold a public hearing in the county on the proposed budget before the end of the county's fiscal year and before the final adoption of the budget. Notice of the hearing must be given in all newspapers of general circulation within the county at least 10 14 days before the hearing. Written notice and a copy of the proposed budget must be sent by mail, or delivered in person, to the clerk of each municipality in the county at least 14 days before the hearing. The municipal clerk shall notify the municipal officials of the proposed budget. Written notice must be sent by mail or delivered in person to the county commissioners and to members of the York County legislative delegation at least 14 days before the hearing.

COMMITTEE AMENDMENT

2 **Sec. 2. 30-A MRSA §833, sub-§4, ¶A,** as enacted by PL 1993, c.
 2 623, §1, is amended to read:

4 A. The budget adopted by the budget committee may be
 6 changed only by a ~~majority~~ unanimous vote of the full board
 6 of county commissioners and a majority vote of all elected
 8 members of the budget committee. If the adopted budget is
 8 changed by the county commissioners, the budget committee
 10 may reject that change by a majority vote of its
 10 membership. Those actions are final and are not subject to
 12 further action by either the county commissioners or the
 12 budget committee.

14 **Sec. 3. 30-A MRSA §833, sub-§5** is enacted to read:

16 5. Notice of meetings. All work sessions, workshops and
 16 other meetings on the budget conducted by the budget committee
 18 under this section must be open to the public and be preceded by
 18 publication of notice as provided for public hearings in
 20 subsection 3. In addition, the budget committee must provide
 20 notice of all work sessions, workshops and other meetings on the
 22 budget to municipal clerks, county commissioners and members of
 22 the York County legislative delegation as provided for public
 24 hearings in subsection 3.'

26 Further amend the bill by inserting at the end before the
 26 summary the following:

28

30 **FISCAL NOTE**

32 This bill requires the notification of county commissioners
 32 and members of the York County legislative delegation of any
 34 budget committee public hearings, work sessions and other
 34 meetings. The additional costs of this state mandate will be
 36 minor. Pursuant to the Mandate Preamble, the two-thirds vote of
 36 all members elected to each House exempts the State from the
 38 constitutional requirement to fund 90% of the additional local
 38 costs.'

40

42 **SUMMARY**

44 This amendment replaces the bill. It authorizes the York
 44 County Commissioners to change the county budget adopted by the
 46 York County Budget Committee by unanimous vote of the 5
 46 commissioners. If the commissioners change the budget
 48 committee's budget, the budget committee may override the change
 48 by a majority vote of the full committee. The amendment also
 50 requires notice of budget committee public hearings and all work

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2 sessions, workshops and other meetings on the budget to be
published 14 days before the hearing and that notice be sent by
mail to the municipal clerks, county commissioners and
4 legislative delegation of York County 14 days before the
hearing. The amendment also adds a mandate preamble.

COMMITTEE AMENDMENT