



118th MAINE LEGISLATURE

FIRST REGULAR SESSION-1997

Legislative Document

No. 1269

H.P. 926

House of Representatives, February 27, 1997

An Act to Implement the Recommendations of the Task Force on Tribal-State Relations.

Reported by Representative THOMPSON for the Task Force on Tribal-State Relations pursuant to Resolve 1995, chapter 84.

Reference to the Joint Standing Committee on Judiciary suggested and printing ordered under Joint Rule 218.

SOSEPH W. MAYO, Clerk

	Be it enacted by the People of the State of Maine as follows:
2 4	Sec. 1. 30 MRSA §6212, sub-§3, as amended by PL 1993, c. 600, Pt. A, §24 and affected by §25, is further amended to read:
6	3. Responsibilities. In addition to the responsibilities
8	set forth in this Act, the commission shall continually review the effectiveness of this Act and the social, economic and legal relationship between the Passamaquoddy Tribe and the Penobscot
10	Nation and the State and shall make such reports and recommendations to the Legislature, the Passamaquoddy Tribe and
12	the Penobscot Nation as it determines appropriate.
14	Seven <u>Six</u> members constitute a quorum of the commission and-a <u>if</u> at least one representative each of the Passamaguoddy Tribe, the
16 18	<u>Penobscot Nation and the State is present. A</u> decision or action of the commission is not valid unless 5 members vote in favor of the action or decision.
20	Sec. 2. 30 MRSA c. 605 is enacted to read:
22	CHAPTER 605
24	TRIBAL-STATE RELATIONS
26	§7501. Definitions
28	As used in this chapter, unless the context otherwise indicates, the following terms have the following meanings.
28 30	indicates, the following terms have the following meanings.
30 32 34	indicates, the following terms have the following meanings. 1. Advisory committee. "Advisory committee" means the Advisory Committee on Tribal-State Relations established by section 7502.
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Maliseet Indians and a representative of the Aroostook Band of Micmacs, selected by their respective tribes, and at least 2 2 members of the Legislature, selected by the commission. The 4 commission shall appoint any additional members. 3. Terms. Members are appointed for 2-year terms and serve 6 at the pleasure of the commission, except that Tribal Representatives to the Legislature and State Legislators serve ex 8 officio. There is no limit on the number of terms a person may 10 serve. 4. Chair. At least once every 2 years, the members shall 12 elect a chair from among the members. 14 5. Meetings. The advisory committee shall meet at the call of the chair or upon the request of the commission, but at least 16 twice a year. 18 6. Duties. The advisory committee shall act as a forum for discussion of issues affecting tribal-state relations, including 20 issues outside the Act to Implement the Maine Indian Claims 22 Settlement. The advisory committee shall provide advice to the commission and shall make recommendations to the commission. 24 7. Personnel. The advisory committee may employ personnel 26 as it considers necessary and desirable in order to effectively discharge its duties. These employees are not subject to the Civil Service Law or rules. 28 30 8. Fees, expenses of members. The advisory committee members are entitled to receive \$75 per day for their services and to reimbursement for reasonable expenses, including travel. 32 34 9. Funding. The advisory committee may receive from any source allocations, appropriations, loans, grants and contributions of money or other things of value to be held, used 36 or applied to carry out this chapter, subject to the conditions 3.8 upon which the loans, grants and contributions may be made, including, but not limited to, appropriations, allocations, loans, grants or gifts from a private source, federal agency or 40 governmental subdivision of the State or its agencies. 42 SUMMARY 44 This bill comprises the legislative recommendations of the 46 Task Force on Tribal-State Relations, created by Resolve 1995, chapter 84. 48

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The quorum requirement for the Maine Indian Tribal-State Commission is altered to allow 6 members to constitute a quorum if there is at least one member representing each of the Passamaquoddy Tribe, the Penobscot Nation and the State.

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The Advisory Committee on Tribal-State Relations is created 6 to assist the Maine Indian Tribal-State Commission in its 8 responsibilities by serving as a source of advice to the commission and as a broad forum for the discussion of any issues 10 concerning tribal-state relations, including issues not included in the Act to Implement the Maine Indian Claims Settlement. The 12 membership must include not only the representatives to the Legislature of the Passamaquoddy Tribe and the Penobscot Nation, but representatives of the other federally recognized tribes in 14the Houlton Band of Maliseet Indians and the the State: Aroostook Band of Micmacs. At least 2 members of the State 16 Legislature will be selected by the commission to serve as 18 members.

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