

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

M
H of S

L.D. 109

DATE: 3-12-99

(Filing No. H-59)

UTILITIES AND ENERGY

Reproduced and distributed under the direction of the Clerk of the House.

STATE OF MAINE
HOUSE OF REPRESENTATIVES
119TH LEGISLATURE
FIRST REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 96, L.D. 109, Bill, "An Act to Amend the Charter of the Mars Hill Utility District"

Amend the bill by inserting after the title the following:

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

Whereas, there is an immediate need to expand the territory of the Mars Hill Utility District; and

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

Further amend the bill by striking out all of section 2 and inserting in its place the following:

'Sec. 2. Approval; effective date. This Act takes effect when approved only for the purpose of permitting its submission to the legal voters within the Town of Blaine at a special or regular town meeting held by the Town of Blaine by November 2, 1999 and to the town council of Mars Hill at a council meeting held by November 2, 1999. The subject matter of this Act is reduced to the following question to be voted upon by the voters

COMMITTEE AMENDMENT

A 48

COMMITTEE AMENDMENT "A" to H.P. 96, L.D. 109

in the Town of Blaine and the town council of Mars Hill:

2

4

"Do you favor expanding the Mars Hill Utility District to include the entire Town of Blaine?"

6

8

10

12

The results of the vote at the special or regular town meeting held in the Town of Blaine must be declared by the municipal officers of the Town of Blaine and due certificate of the results filed by the clerk of the Town of Blaine with the Secretary of State. Due certificate of the results of the vote of the town council of the Town of Mars Hill must be filed by the clerk of the Town of Mars Hill with the Secretary of State.

14

16

18

20

22

24

26

This Act takes effect for all purposes immediately upon its approval by both a majority of the legal voters voting at the special or regular town meeting held in the Town of Blaine and by a majority of the members of the town council of the Town of Mars Hill. Failure to achieve the necessary approval at any town meeting in the Town of Blaine or at any council meeting of the town council of the Town of Mars Hill does not prohibit subsequent votes at special or regular town meetings held in the Town of Blaine or subsequent votes at any council meeting of the Town of Mars Hill, as long as the town meetings or council meetings are held in accordance with this section prior to November 9, 2000.'

28

Further amend the bill by inserting before the summary the following:

30

32

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

34

SUMMARY

36

38

40

42

This amendment removes the provision of the bill making the expansion of the territory of the Mars Hill Utility District subject to referendum in the towns of Blaine and Mars Hill. Instead, the expansion is subject to approval by the voters of the Town of Blaine voting in a special or regular town meeting and to approval by the town council in the Town of Mars Hill. This amendment also adds an emergency preamble and emergency clause to the bill.