

MAINE STATE LEGISLATURE

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Handwritten initials "R.S."

L.D. 525

DATE: 4-14-99

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STATE AND LOCAL GOVERNMENT

MINORITY

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

COMMITTEE AMENDMENT "A" to H.P. 394, L.D. 525, Bill, "An Act to Establish Recall Provisions for Elected County and Municipal Officials"

Amend the bill in section 1 in that part designated "§9." by inserting after subsection 5 the following:

'6. Notification. The county commissioners shall notify the Secretary of State of any changes in elected county officials as a result of recall elections authorized by this section.'

Further amend the bill in section 2 in that part designated "§2505." by inserting after subsection 5 the following:

'6. Notification. The city clerk shall notify the Secretary of State of any changes in elected municipal officials as a result of recall elections authorized by this section.'

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

FISCAL NOTE

The establishment of recall procedures for elected county and municipal officials represents a state mandate pursuant to the Constitution of Maine. The additional local costs can not be determined, but may be significant depending on the number of qualifying petitions for recall. Unless General Fund appropriations are provided to fund at least 90% of the

COMMITTEE AMENDMENT

R. & S.

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2 additional costs or a Mandate Preamble is amended to the bill and
two-thirds of the members of each House vote to exempt this
4 mandate from the funding requirement, counties and municipalities
may not be required to implement these changes.

6 This bill may increase the number of civil suits filed in
the court system. The additional workload and administrative
8 costs associated with the minimal number of new cases filed can
be absorbed within the budgeted resources of the Judicial
10 Department. The collection of additional filing fees may also
increase General Fund revenue by minor amounts.

12 The Department of the Secretary of State may require
14 additional General Fund appropriations if the department is
involved in the recall elections of elected officials of county
16 or municipal government. The amounts can not be determined at
this time.'

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SUMMARY

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This amendment is a minority report and requires county
commissioners or city clerks to notify the Secretary of State of
any changes in elected officials as a result of a recall election
authorized by this bill. This amendment also adds a fiscal note
to the bill.