

# MAINE STATE LEGISLATURE

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R & S.

L.D. 1429

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TRANSPORTATION

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

COMMITTEE AMENDMENT "A" to H.P. 1018, L.D. 1429, Bill, "An Act to Add Members to the Maine Turnpike Authority"

Amend the bill by striking out everything after the enacting clause and before the summary and inserting in its place the following:

Sec. 1. 23 MRSA §1965, sub-§2, ¶A, as amended by PL 1995, c. 108, §1, is further amended to read:

A. ~~The authority consists of 4 members~~ Members of the authority are appointed by the Governor, subject to review by the joint standing committee of the Legislature having jurisdiction over transportation and subject to confirmation by the Legislature. The Commissioner of Transportation is a member ex officio. The Commissioner of Transportation may designate a deputy, director, assistant or other officer or employee of the department to represent the Commissioner of Transportation at meetings of the authority with full power to act and vote on behalf of the Commissioner of Transportation. Upon the expiration of the term of office of any member, the Governor shall appoint a new member who serves in office for a term of 7 years and until a successor is duly appointed and qualified, and any member of the authority is eligible for reappointment. In the event of a vacancy in the membership of the authority caused by the death, incapacity, resignation or removal of a member, the Governor shall appoint a member to fill that vacancy only for the unexpired term of office of the member whose death, incapacity, resignation or removal created the vacancy, but the newly appointed member may be reappointed at the end of

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2 the unexpired term in accordance with this subsection. In  
all events, a member may not be appointed to the authority  
4 who is not a resident of the State at the time of the  
appointment and qualification, or who has not been a  
6 qualified voter in the State for a period of at least one  
year next preceding the appointment.

8 Sec. 2. 23 MRSA §1965, sub-§2, ¶¶A-1 and A-2 are enacted to  
read:

10 A-1. The authority consists of the Commissioner of  
12 Transportation, who is an ex officio member, and:

14 (1) Four members appointed by the Governor pursuant to  
16 paragraph A. Three members of the authority constitute  
a quorum and 3 votes are required for the authority to  
18 act on any matter, although a lesser number may adjourn  
a meeting;

20 (2) On and after August 1, 2000, 5 members appointed  
22 by the Governor pursuant to paragraph A. Three members  
of the authority constitute a quorum and 3 votes are  
24 required for the authority to act on any matter,  
although a lesser number may adjourn a meeting; and

26 (3) On and after August 1, 2002, 6 members appointed  
28 by the Governor pursuant to paragraph A. After August  
1, 2002, 4 members of the authority constitute a quorum  
30 and 4 votes are required for the authority to act on  
any matter, although a lesser number may adjourn a  
32 meeting.

34 A-2. In making appointments under this subsection, the  
Governor shall ensure that after August 1, 2002 or at the  
36 earliest opportunity thereafter, the authority includes at  
least one person who is a resident of York County and who is  
38 named by the Governor as that county's representative on the  
authority; one person who is a resident of Cumberland County  
40 and who is named by the Governor as that county's  
representative on the authority; one person who is a  
42 resident of Androscoggin County and who is named by the  
Governor as that county's representative on the authority;  
44 and one person who is a resident of Kennebec County and who  
is named by the Governor as that county's representative on  
46 the authority. A member named to represent a certain county  
ceases to be a member if that person's residency changes to  
48 another county. Vacancies created as a result of changes in  
residency must be filled by the Governor as provided for  
50 other vacancies in paragraph A.



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2           The amendment also states that these changes do not affect  
4           the appointment or term of any member of the turnpike authority  
          appointed prior to the effective date of this legislation. The  
6           amendment also adds a fiscal note to the bill.

**COMMITTEE AMENDMENT**