

# MAINE STATE LEGISLATURE

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L.D. 1920

DATE: 4-27-99

(Filing No. H-288)

MAJORITY  
STATE AND LOCAL GOVERNMENT

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

COMMITTEE AMENDMENT "A" to H.P. 1337, L.D. 1920, Bill, "An Act to Prevent Conflicts of Interest"

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

Sec. 1. 5 MRSA §18, sub-§1, ¶E is enacted to read:

E. "Participates in the legislative process" means to provide any information concerning pending legislation to a legislative committee, subcommittee or study or working group, whether orally or in writing.

Sec. 2. 5 MRSA §18, sub-§2-A is enacted to read:

2-A. Participation in legislative process. An executive employee commits a civil violation if the employee participates in the legislative process in the employee's official capacity concerning any legislation in which any person described in subsection 2, paragraphs A to E has any direct and substantial financial interest unless the employee discloses that interest at the time of the employee's participation.

Sec. 3. 5 MRSA §18, sub-§8 is enacted to read:

8. Disclosure of conflict of interest. An executive employee shall disclose immediately to that employee's direct supervisor any conflict of interest within the meaning of this section.'

COMMITTEE AMENDMENT

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

4  
6 **FISCAL NOTE**

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

14  
16 **SUMMARY**

18 This amendment replaces the original bill. It defines  
"participates in the legislative process." It also requires an  
executive employee to disclose to the employee's direct  
20 supervisor any direct and substantial financial interest in any  
legislation in which that employee participates in an official  
22 capacity. Failure to disclose is a civil violation. The  
amendment also adds a fiscal note to the bill.