

MAINE STATE LEGISLATURE

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120th MAINE LEGISLATURE

FIRST REGULAR SESSION-2001

Legislative Document

No. 637

H.P. 497

House of Representatives, February 8, 2001

**An Act to Amend the Charter of the Portland Water District to Conform
to Changes in the Municipal Election Date for the City of Portland.**

(EMERGENCY)

Reference to the Committee on Utilities and Energy suggested and ordered printed.

Millicent M. MacFarland

MILLICENT M. MacFARLAND, Clerk

Presented by Representative CUMMINGS of Portland.
Cosponsored by Representative DUPLESSIE of Westbrook, Senator: BROMLEY of
Cumberland.

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

4
6 **Whereas,** the Portland Water District is a public municipal
corporation organized and existing under the laws of the State;
and

8
10 **Whereas,** the trustees of the district to be elected from the
City of Portland are elected at the city's regular municipal
election, the date of which changed from May to November as a
12 result of a ballot initiative adopted by the city's residents on
November 7, 2000; and

14
16 **Whereas,** the district must amend its charter in order to
conform to the change in the city's municipal election date,
which amendment must be accomplished prior to May 2001 in order
18 to avoid a premature expiration of the term of any trustee
elected from the City of Portland whose term otherwise would
20 expire in May 2001; and

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

28 **Be it enacted by the People of the State of Maine as follows:**

30 **Sec. 1. P&SL 1907, c. 433, §18, 2nd ¶, 2nd sentence,** as repealed
and replaced by P&SL 1997, c. 15, §2, is amended to read:

32
34 Trustees elected from the City of Portland are elected at the
City of Portland's regular municipal elections in May November.

36 **Sec. 2. Transition.** The terms of trustees of the board of the
Portland Water District serving on the effective date of this Act
38 and elected from the City of Portland that would otherwise expire
in May of any year are extended to the November election date of
40 that year as established by this Act.

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

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SUMMARY

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4 In November 2000, the City of Portland changed the date of
its municipal elections from May to November. This bill makes a
conforming change in the charter of the Portland Water District
6 with respect to trustees elected from the City of Portland.