

MAINE STATE LEGISLATURE

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STATE OF MAINE
SENATE
120TH LEGISLATURE
FIRST REGULAR SESSION

SENATE AMENDMENT "A" to COMMITTEE AMENDMENT "A" to H.P. 1352, L.D. 1809, Bill, "An Act Concerning the Penalties for Late Filing of Accelerated Campaign Reporting Under the Maine Clean Election Act"

Amend the amendment by striking out all of section 1 and inserting in its place the following:

Sec. 1. 1 MRSA §1002, sub-§1, ¶F is enacted to read:

F. This subsection is repealed January 1, 2002.

Sec. 2. 1 MRSA §1002, sub-§1-A is enacted to read:

1-A. Membership. The Commission on Governmental Ethics and Election Practices, established by Title 5, section 12004-G, subsection 33 and referred to in this chapter as the "commission," consists of 5 members appointed as follows.

A. By January 1, 2002, and as needed after that date, the appointed leader from each political party in the Senate and the appointed leader from each political party in the House of Representatives shall present a list of 3 qualified individuals to the Governor for appointment of 4 members to the commission. The appointed leadership from each party in both bodies of the Legislature shall jointly present a list of 3 qualified individuals to the Governor for appointment of a 5th member to the commission.

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2 B. By March 15, 2002, the Governor shall appoint the
3 members of the commission selecting from the list of
4 nominees presented in accordance with paragraph A. These
5 nominees are subject to review by the joint standing
6 committee of the Legislature having jurisdiction over legal
7 affairs and confirmation by the Legislature. No more than 2
8 commission members may be enrolled in the same party.

9 C. Two initial appointees are appointed for one-year terms,
10 2 are appointed for 2-year terms and one is appointed for a
11 3-year term, according to a random lot drawing under the
12 supervision of the Secretary of State. Subsequent
13 appointees are appointed to serve 3-year terms. A person
14 may not serve more than 2 terms.

15 D. The commission members shall elect one member to serve
16 as chair for at least a 2-year term.

17 E. Upon a vacancy during an unexpired term, the term must
18 be filled as provided in this paragraph for the unexpired
19 portion of the term only. The nominee must be appointed by
20 the Governor from a list of 3 qualified candidates provided
21 by the leader of the party from the body of the Legislature
22 that suggested the appointee who created the vacancy. If
23 the vacancy during an unexpired term was created by the
24 commission member who was appointed from the list of
25 candidates presented to the Governor by the leaders of each
26 party of each body of the Legislature jointly, the nominee
27 must be appointed from a list of 3 qualified candidates
28 provided jointly by the leaders of each party of each body
29 of the Legislature.

30 F. Upon a vacancy created by an expired term, the vacancy
31 must be filled as provided in this paragraph. The nominee
32 must be appointed by the Governor from a list of 3 qualified
33 candidates provided by the leader of the party from the body
34 of the Legislature that suggested the appointee whose term
35 expired. When a vacancy is created by an expired term of
36 the commission member who was appointed from the list of
37 candidates presented to the Governor by the leaders of each
38 party of each body of the Legislature jointly, the nominee
39 must be appointed from a list of 3 qualified candidates
40 provided jointly by the leaders of each party of each body
41 of the Legislature.

42 G. For the purposes of this subsection, "political party"
43 has the same meaning as "party" as defined by Title 21-A,
44 section 1, subsection 28.'

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2 Further amend the amendment by inserting after section 7 the
following:

4 'Sec. 8. Commission on Governmental Ethics and Election Practices;
terms beginning prior to January 1, 2002. The term of any member of
6 the Commission on Governmental Ethics and Election Practices
appointed prior to January 1, 2002 ends upon the confirmation by
8 the Legislature of nominees to the Commission on Governmental
Ethics and Election Practices made after January 1, 2002
10 according to the Maine Revised Statutes, Title 1, section 1002,
subsection 1-A.'

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14 Further amend the amendment by relettering or renumbering
any nonconsecutive Part letter or section number to read
consecutively.

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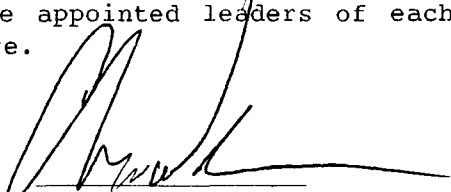
SUMMARY

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This amendment amends the committee amendment regarding
22 appointments to the Commission on Governmental Ethics and
Election Practices. The term of any member of the commission
24 appointed prior to January 1, 2002 ends upon the confirmation of
nominees to the commission nominated according to the changes
made by this amendment. Under this amendment, the Governor shall
26 appoint 4 commission members from a list of qualified
candidates. Each of the appointed leaders of each party in each
28 body of the Legislature shall contribute 3 qualified conadidates
to that list. A 5th member of the commission must be chosen from
30 a list of 3 qualified candidates presented to the Governor
jointly by the appointed leaders of each party of each body of
32 the Legislature.

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SPONSORED BY: 
(Senator WOODCOCK)

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COUNTY: Franklin

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SENATE AMENDMENT