

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

7
"of 6"

L.D. 471

2
4
6
8
10
12
14
16
18
20
22
24
26
28
30
32
34
36
38
40
42
44
46

DATE: 6-12-03

(Filing No. S-281)

Reproduced and distributed under the direction of the Secretary of the Senate.

**STATE OF MAINE
SENATE
121ST LEGISLATURE
FIRST REGULAR SESSION**

SENATE AMENDMENT "A" to COMMITTEE AMENDMENT "A" to H.P. 363, L.D. 471, "Resolve, To Study Obesity and Methods To Decrease the Cost of Health Care and Increase the Public Health"

Amend the amendment by inserting after the first indented paragraph and before section 1 the following:

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

Whereas, obesity has grown to epidemic proportions in Maine, with resultant health care costs; and

Whereas, sound nutritional standards are available but not widely known, understood or applied; and

Whereas, the benefits of regular exercise are generally known, but the percentage of the population that engages in daily exercise in Maine is drastically low; and

Whereas, it is immediately necessary to develop recommendations to develop effective public health policy to address the health problems caused by obesity and to apply the benefits of sound nutrition and regular exercise more broadly; and

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

SENATE AMENDMENT

R. of S. S.

SENATE AMENDMENT "A" to COMMITTEE AMENDMENT "A" to H.P. 363,
L.D. 471

2 Further amend the amendment by striking out all of section 5
and inserting in its place the following:

4 'Sec. 5. Staff assistance. Resolved: That, upon approval from
the Legislative Council, the Office of Policy and Legal Analysis
6 shall provide necessary staffing services to the commission; and
be it further'

8
10 Further amend the amendment in section 7 in the 3rd line
(page 4, line 49 in amendment) by striking out the following:
"December 1" and inserting in its place the following: 'December
12 3'

14 Further amend the amendment in section 7 in the 4th line
(page 4, line 50 in amendment) by striking out the following:
16 "legislation" and inserting in its place the following: 'a bill'

18 Further amend the amendment by striking out all of section 9
and inserting in its place the following:

20 'Sec. 9. Funding. Resolved: That the commission shall seek
22 outside funds to fully fund all costs of the commission. If
sufficient outside funding has not been received by August 15,
24 2003 to fully fund all costs of the commission, no meetings are
authorized and no expenses of any kind may be incurred or
26 reimbursed. Contributions to support the work of the commission
may not be accepted from any party having a pecuniary or other
28 vested interest in the outcome of the matters being studied. Any
person, other than a state agency, desiring to make a financial
30 or in-kind contribution must certify to the Legislative Council
that it has no pecuniary or other vested interest in the outcome
32 of the study. Such certification must be made in the manner
prescribed by the Legislative Council. All contributions are
34 subject to approval by the Legislative Council. All funds
accepted must be forwarded to the Executive Director of the
36 Legislative Council along with an accounting record that includes
the amount of funds, the date the funds were received, from whom
38 the funds were received and the purpose of and any limitation on
the use of those funds. The Executive Director of the
40 Legislative Council administers any funds received by the
commission. The executive director shall notify the chairs of
42 the commission when sufficient funding has been received; and be
it further'

44
46 Further amend the amendment by inserting after section 10
and before the summary the following:

48 'Emergency clause. In view of the emergency cited in the
preamble, this resolve takes effect when approved.'

50

SENATE AMENDMENT

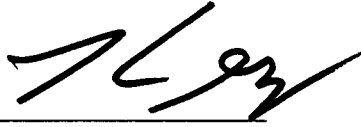
12-01-03

SENATE AMENDMENT "A" to COMMITTEE AMENDMENT "A" to H.P. 363,
L.D. 471

2
4
6
8
10
12
14
16
18
20

SUMMARY

This amendment adds an emergency preamble and emergency clause and allows the commission to seek staff assistance from the Legislative Council or from the Office of Policy and Legal Analysis assistance. The amendment changes the reporting date from December 1, 2003 to December 3, 2003. The amendment also allows the commission to seek outside funding to fully fund itself, except it may not accept funds from any party having a vested interest in the outcome. All contributions are subject to Legislative Council approval.



SPONSORED BY:
(Senator GAGNON)

COUNTY: Kennebec