

MAINE STATE LEGISLATURE

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STATE AND LOCAL GOVERNMENT

Reported by:

MAJORITY

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STATE OF MAINE
SENATE
122ND LEGISLATURE
FIRST SPECIAL SESSION

COMMITTEE AMENDMENT "A" to S.P. 343, L.D. 1003, Bill, "An Act To Establish the Androscoggin County Budget Advisory Committee and the Somerset County Budget Advisory Committee"

Amend the bill by striking out the title and substituting the following:

'An Act To Establish the Androscoggin County Budget Advisory Committee'

Further amend the bill by inserting after the title and before the enacting clause the following:

'Mandate preamble. This measure requires one or more local units of government to expand or modify activities so as to necessitate additional expenditures from local revenues but does not provide funding for at least 90% of those expenditures. Pursuant to the Constitution of Maine, Article IX, Section 21, 2/3 of all of the members elected to each House have determined it necessary to enact this measure.'

Further amend the bill by inserting before section 1 the following:

'Sec. 1. 30-A MRSA §61-B is enacted to read:

§61-B. Androscoggin County

Notwithstanding section 61, there is a Board of Commissioners for Androscoggin County consisting of a chair and 4

2 other citizens. All other provisions of section 61 apply to
3 Androscoggin County.'

4 Further amend the bill in section 2 in that part designated
5 "~~§728-B.~~" in subsection 1 in the first line (page 1, line 31 in
6 L.D.) by striking out the following: "11" and inserting in its
7 place the following: '17'

8
9 Further amend the bill in section 2 in that part designated
10 "~~§728-B.~~" in subsection 1 in paragraph A in the first line (page
11 1, line 34 in L.D.) by striking out the following: "3" and
12 inserting in its place the following: '5'

13
14 Further amend the bill in section 2 in that part designated
15 "~~§728-B.~~" in subsection 1 in paragraph A in the 3rd line (page 1,
16 line 36 in L.D.) by striking out the following: "3" and inserting
17 in its place the following: '5'

18
19 Further amend the bill in section 2 in that part designated
20 "~~§728-B.~~" in subsection 2 in paragraph A in the first line (page
21 2, line 28 in L.D.) by striking out the following: "February
22 15th" and inserting in its place the following: 'September 15th'

23
24 Further amend the bill in section 2 in that part designated
25 "~~§728-C.~~" in the 3rd line (page 3, line 17 in L.D.) by striking
26 out the following: "October 1st" and inserting in its place the
27 following: 'October 15th'

28
29 Further amend the bill in section 2 in that part designated
30 "~~§728-D.~~" in the 2nd line (page 3, line 24 in L.D.) by striking
31 out the following: "April 1st" and inserting in its place the
32 following: 'November 1st'

33
34 Further amend the bill in section 2 in that part designated
35 "~~§728-D.~~" in the 5th line (page 3, line 27 in L.D.) by striking
36 out the following: "May 15th" and inserting in its place the
37 following: 'December 15th'

38
39 Further amend the bill in section 2 in that part designated
40 "~~§728-D.~~" in the last line (page 3, line 29 in L.D.) by striking
41 out the following: "June 15th" and inserting in its place the
42 following: 'December 31st'

43
44 Further amend the bill by striking out all of sections 3 to
45 5.

46
47 Further amend the bill by inserting after section 5 the
48 following:

2 **Sec. 6. Apportionment commission.** Notwithstanding Title
30-A, section 61, the apportionment commission that conducted the
apportionment in 2003 shall reconvene to reapportion the county
4 commissioner districts in Androscoggin County from 3 districts to
5 districts. The commission shall apportion Androscoggin County
6 into 5 commissioner districts and shall include in its
apportionment plan the initial terms of office for each
8 commissioner district. The commission shall conduct the
reapportionment according to the process in the Maine Revised
Statutes, Title 30-A, section 65, subsection 1, paragraphs A and
10 B. The apportionment commission shall designate 2 commissioner
districts that have 2-year terms and 3 commissioner districts
12 that have 4-year terms. All subsequent terms are for 4 years.
14 The commission shall submit its plan to the Clerk of the House of
Representatives no later than January 15, 2006 for enactment in
16 the Second Regular Session of the 122nd Legislature.

18 **Sec. 7. Election of county commissioners.** Election of
Androscoggin County commissioners in the reapportioned district
20 must take place on the first Tuesday after the first Monday in
November 2006.

22 **Sec. 8. Effective date.** This Act takes effect September 15,
24 2007.'

26 Further amend the bill by relettering or renumbering any
nonconsecutive Part letter or section number to read
28 consecutively.

30

32

SUMMARY

This amendment amends the dates to reflect the fiscal year
34 beginning on January 1st. It reconvenes the apportionment
commission that conducted the apportionment in 2003 to
36 reapportion Androscoggin County Commissioner Districts from 3
districts to 5 districts. The first election held in the new
38 districts must be the statewide election in November 2006. The
current Androscoggin County budget committee is repealed
40 September 15, 2007 and the Androscoggin County Budget Advisory
Committee takes effect on the same day. The amendment also
42 removes Somerset County from the bill so that the bill only
affects Androscoggin County.

44

46

FISCAL NOTE REQUIRED
(See attached)



Approved: 05/19/05 *MAC*

122nd MAINE LEGISLATURE

LD 1003

LR 1624(02)

An Act To Establish the Androscoggin County Budget Advisory Committee and the Somerset County Budget Advisory Committee

Fiscal Note for Bill as Amended by Committee Amendment "A"

Committee: State and Local Government

Fiscal Note Required: Yes

Fiscal Note

Exempted State Mandate

State Mandate

New or Expanded Activity

The administrative costs associated with reapportioning districts and administering a larger board creates a state mandate pursuant to the Maine constitution. The additional costs are not expected to be significant. Pursuant to the Mandate Preamble, the two-thirds vote of all members elected to each House exempts the State from the constitutional requirement to fund 90% of the additional costs.

Unit Affected

County

Costs

Insignificant