

# 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)

DATE: 6-17-05

(Filing No. H-714)

Reproduced and distributed under the direction of the Clerk of the House.

STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
122ND LEGISLATURE  
FIRST SPECIAL SESSION

HOUSE AMENDMENT "A" to COMMITTEE AMENDMENT "A" to S.P. 610, L.D. 1645, "Resolve, To Establish a Blue Ribbon Commission To Study Maine's Homeland Security Needs"

Amend the amendment by striking out everything after the first paragraph after the title and before the summary and inserting in its place 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,** it is appropriate and timely to create a task force to receive the report of Maine's Homeland Security Task Force and to involve and educate the Legislature and the public regarding the issues of preparedness and emergency response; and

**Whereas,** it is also important to identify the State's needs and resource gaps regarding homeland security; 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

**Sec. 1. Task force established. Resolved:** That the Task Force to Study Maine's Homeland Security Needs, referred to in this resolve as "the task force," is established; and be it further

**HOUSE AMENDMENT**

1008

2           **Sec. 2. Task force membership. Resolved:** That the task force  
consists of 11 members appointed as follows:

4

1. Two Senators, who may not be members of the same  
6 political party, appointed by the President of the Senate;

8

2. Four members of the House of Representatives, who may  
not all be members of the same political party, appointed by the  
10 Speaker of the House; and

12

3. Five members representing the public interest who are  
not directly involved in emergency preparedness or homeland  
14 security, one appointed by the President of the Senate, one  
appointed by the Speaker of the House of Representatives and 3  
16 members appointed by the Governor; and be it further

18

**Sec. 3. Chair. Resolved:** That the first-named Senate member  
is the Senate chair of the task force and the first-named House  
20 of Representatives member is the House chair of the task force;  
and be it further

22

**Sec. 4. Appointments; convening of task force. Resolved:** That all  
24 appointments must be made no later than 30 days following the  
effective date of this resolve. The appointing authorities shall  
26 notify the Executive Director of the Legislative Council once all  
appointments have been completed. Within 15 days after  
28 appointment of all members, the chairs shall call and convene the  
first meeting of the task force, which may be no later than  
30 August 1, 2005; and be it further

32

**Sec. 5. Duties. Resolved:** That the task force shall do the  
following:

34

1. Review Maine's homeland security needs in areas,  
36 including, but not limited to, law enforcement, emergency  
preparedness, public health, port and airport security and  
38 sensitive-target security;

40

2. Review the current state of homeland security  
preparedness, spending priorities and any gap between available  
42 resources and identified needs in such areas as personnel,  
equipment and training, including review of the impact of Maine  
44 National Guard and Reserve deployments abroad on Maine's  
emergency preparedness;

46

3. As part of its review of needs and preparedness, receive  
48 a report on the status of the Maine's Homeland Security Task  
Force report on its vision and plans and the status of those  
50 plans as of May 2005;

1003

2           4. Hold at least 2 of its meetings outside of Augusta and  
provide an opportunity for public comment at those meetings; and

4  
6           5. Review ways to improve the flow of information to the  
Legislature and the general public about Maine's homeland  
security needs and preparedness; and be it further

8  
10          **Sec. 6. Staff assistance. Resolved:** That the Maine Emergency  
Management Agency shall provide necessary staffing services to  
the task force; and be it further

12  
14          **Sec. 7. Compensation. Resolved:** That the legislative members  
of the task force are entitled to receive the legislative per  
diem, as defined in the Maine Revised Statutes, Title 3, section  
16          2, and reimbursement for travel and other necessary expenses  
related to their attendance at authorized meetings of the task  
18          force. All other members not otherwise compensated by their  
employers or other entities that they represent are entitled to  
20          receive reimbursement of necessary expenses and, upon a  
demonstration of financial hardship, a per diem equal to the  
22          legislative per diem for attendance at authorized meetings of the  
task force; and be it further

24  
26          **Sec. 8. Report. Resolved:** That, no later than December 7,  
2005, the task force shall submit an interim report that includes  
findings and recommendations, including suggested legislation, to  
28          the Second Regular Session of the 122nd Legislature. The task  
force is authorized to introduce legislation related to its  
30          report to the Second Regular Session of the 122nd Legislature at  
the time of submission of its report. No later than November 1,  
32          2006, the task force shall submit a final report that includes  
its findings and recommendations, including suggested  
34          legislation, to the First Regular Session of the 123rd  
Legislature. The task force is authorized to introduce  
36          legislation related to its report to the First Regular Session of  
the 123rd Legislature at the time of submission of its report;  
38          and be it further

40          **Sec. 9. Extension. Resolved:** That, if the task force requires  
a limited extension of time to complete its interim or final  
42          study and make its report, it may apply to the Legislative  
Council, which may grant an extension; and be it further

44  
46          **Sec. 10. Funding. Resolved:** That the Maine Emergency  
Management Agency shall transfer \$5,320 at the beginning of  
fiscal year 2005-06 and \$5,320 at the beginning of fiscal year  
48          2006-07 to the Legislature to support the cost of the task force;  
and be it further

1003

2           **Sec. 11. Task force budget. Resolved:** That the chairs of the  
task force, with assistance from the task force staff, shall  
4 administer the task force's budget. Within 10 days after its  
first meeting, the task force shall present a work plan and  
6 proposed budget to the Legislative Council for its approval. The  
task force may not incur expenses that would result in the task  
8 force's exceeding its approved budget; and be it further

10           **Sec. 12. Appropriations and allocations. Resolved:** That the  
following appropriations and allocations are made.

12

**LEGISLATURE**

14

**Miscellaneous Studies 0444**

16

Initiative: Provides funds for the per diem and expenses for  
18 members of the Task Force to Study Maine's Homeland Security  
Needs as well as public hearings and other costs to support the  
20 meetings of the task force.

22

**OTHER SPECIAL REVENUE FUNDS**

**2005-06**

**2006-07**

Personal Services

\$1,320

\$1,320

24

All Other

\$4,000

\$4,000

26

**OTHER SPECIAL REVENUE FUNDS TOTAL**

\$5,320

\$5,320

28

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

30

32

**SUMMARY**

34

This amendment directs the Maine Emergency Management Agency  
to staff and fund the task force, instead of the Legislature.  
36 The amendment also removes references to the congressional  
delegation.

38

40

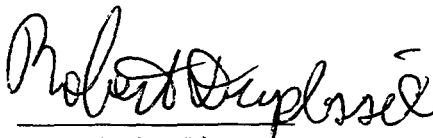
**FISCAL NOTE REQUIRED**

(See attached)

42

44

SPONSORED BY:



(Representative DUPLESSIE)

46

48

TOWN: Westbrook

50



Approved: 06/16/05 *MAC*

# 122nd MAINE LEGISLATURE

LD 1645

LR 2206(04)

**Resolve, To Establish a Blue Ribbon Commission to Study Maine's Homeland Security Needs**

**Fiscal Note for House Amendment "A" to Committee Amendment "A"**

**Sponsor: Rep. Duplessie**

**Fiscal Note Required: Yes**

---

## Fiscal Note

Task force funded

### Legislative Study

This amendment includes an allocation of Other Special Revenue Funds to the Legislature in the amount of \$5,320 in fiscal year 2005-06 and 2006-07. These funds will be transferred to the Legislature from the Maine Emergency Management Agency to support the costs of the study.