

MAINE STATE LEGISLATURE

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Date: 3/28/06
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L.D. 2067
(Filing No. H-905)

3 **Legal and Veterans Affairs**

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5 **STATE OF MAINE**
6 **HOUSE OF REPRESENTATIVES**
7 **122ND LEGISLATURE**
8 **SECOND REGULAR SESSION**

9 COMMITTEE AMENDMENT "A" to H.P. 1462, L.D. 2067, "Resolve, Regarding
10 Legislative Review of Portions of Chapter 520: Rules Regarding Publication of Public
11 Comments on Statewide Referenda, a Major Substantive Rule of the Department of the
12 Secretary of State, Bureau of Corporations, Elections and Commissions"

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

15 **'Sec. 1. Adoption. Resolved:** That final adoption of portions of Chapter 520:
16 Rules Regarding Publication of Public Comments on Statewide Referenda, a
17 provisionally adopted major substantive rule of the Department of the Secretary of State,
18 Bureau of Corporations, Elections and Commissions that has been submitted to the
19 Legislature for review pursuant to the Maine Revised Statutes, Title 5, chapter 375,
20 subchapter 2-A, is authorized only if the following changes are made.

21 1. With regard to the payment required for publication, the language must be
22 changed so that cash is not included as a method of acceptable payment. Language must
23 be changed to require that comments are due by 5:00 p.m. on the day prescribed in the
24 provisionally adopted rule.

25 2. With regard to the rejection of comments submitted to be included in the Citizen's
26 Guide, the language must be changed to provide a timeline by which the Secretary of
27 State reviews the comments and then notifies the person that submitted the comments so
28 that the submitter may correct the comments and resubmit them. This timeline must be
29 similar to the one provided in Chapter 520, section 3.'

30 **SUMMARY**

31 This amendment directs the Secretary of State to amend the provisionally adopted
32 major substantive rule regarding publication of public comments on statewide referenda
33 in the following ways:

34 1. With regard to the payment required for publication, the language must be
35 changed so that cash is not included as a method of acceptable payment. Language must

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1 be changed to require that comments are due by 5:00 p.m. on the day prescribed in the
2 provisionally adopted rule; and

3 2. With regard to the rejection of comments submitted to be included in the Citizen's
4 Guide, the language must be changed to provide a timeline by which the Secretary of
5 State reviews the comments and then notifies the person that submitted the comments so
6 that the submitter may correct the comments and resubmit them. This timeline must be
7 similar to the one provided in Chapter 520, section 3.