MAINE STATE LEGISLATURE

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123rd MAINE LEGISLATURE

FIRST REGULAR SESSION-2007

Legislative Document

No. 604

S.P. 196

February 8, 2007

An Act To Clarify the Confirmation Process of the Director of the Maine Emergency Management Agency

(AFTER DEADLINE)

(EMERGENCY)

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 205.

Reference to the Committee on Criminal Justice and Public Safety suggested and ordered printed.

JOY J. O'BRIEN Secretary of the Senate

Presented by Senator STRIMLING of Cumberland.
Cosponsored by Representative GERZOFSKY of Brunswick and
Senators: DIAMOND of Cumberland, HASTINGS of Oxford, Representative: GROSE of
Woolwich.

1 2	Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and
3 4 5	Whereas, the 122nd Legislature had determined that the appointment of the Director of the Maine Emergency Management Agency should be confirmed by the Legislature; and
6 7	Whereas, the language regarding the confirmation requirement was inadvertently dropped from the final legislation approved by the 122nd Legislature; and
8 9 10	Whereas, presently, an appointee is awaiting confirmation as the Director of the Maine Emergency Management Agency and needs to undergo the confirmation process; and
11 12	Whereas, the confirmation process needs to be clarified to allow the appointee to be confirmed; and
13 14 15 16	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,
17	Be it enacted by the People of the State of Maine as follows:
18 19	Sec. 1. 37-B MRSA §704, first \P , as amended by PL 2005, c. 634, §11, is further amended to read:
20 21 22 23 24 25 26 27	The Maine Emergency Management Agency, as previously established and in this chapter called the "agency," is under the supervision of the Director of the Maine Emergency Management Agency, who in this chapter is called the "director." The director must be qualified by education, training or experience in managing emergencies or in the emergency management profession and is appointed by the Governor upon recommendation of the commissioner, subject to review by the joint standing committee of the Legislature having jurisdiction over the Department of Public Safety and confirmation by the Legislature. The director serves at the pleasure of the Governor.
28 29	Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved.
30	SUMMARY
31 32	This bill corrects an omission in the law concerning the appointment of the Director of the Maine Emergency Management Agency by adding that the director must be

confirmed by the Legislature.

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