

MAINE STATE LEGISLATURE

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2 Date: 05-24-07

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3 STATE AND LOCAL GOVERNMENT

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5 STATE OF MAINE
6 SENATE
7 123RD LEGISLATURE
8 FIRST REGULAR SESSION

9 COMMITTEE AMENDMENT "A" to S.P. 656, L.D. 1840, Bill, "An Act To
10 Define the Process for a Municipality To Secede from a County"

11 Amend the bill in section 1 in §2175 in subsection 1 in the 4th line (page 1, line 13 in
12 L.D.) by striking out the following: "30 days" and inserting the following: '60 days'

13 Amend the bill in section 1 in §2175 in subsection 1 by striking out paragraph B
14 (page 1, lines 27 to 29 in L.D.)

15 Amend the bill in section 1 in §2175 in subsection 2 by striking out all of the first 3
16 lines (page 1, lines 30 to 32 in L.D.) and inserting the following:

17 '2. Question. When the municipal legislative body is the town meeting, no later
18 than 90 days after the public hearing under this section, municipal officers shall prepare
19 an article in the form below for inclusion in a town meeting warrant to be voted on by
20 written ballot at a town meeting. In other municipalities, the vote must be by local
21 referendum no later than 90 days after the public hearing under this section. The question
22 to be voted on must be in substantially the following form:'

23 Amend the bill in section 1 in §2177 by striking out the blocked paragraph (page 2,
24 lines 15 to 20 in L.D.) and inserting the following:

25 "Be it resolved that the voters of X (municipality) seek approval of the
26 County of X and the County of Y to secede from the County of X and
27 join the County of Y. Do you support X (municipality) seceding from
28 the County of X and joining the County of Y and the municipality
29 continuing to pay debt service owed to the County of X?

30 Yes No"

31 SUMMARY

32 This amendment requires municipal officers to call a public hearing to discuss
33 seceding from one county and joining another within 60 days of the petition rather than

COMMITTEE AMENDMENT

COMMITTEE AMENDMENT "A" to S.P. 656, L.D. 1840

- 1 30 days. It also requires the vote by the municipality to be held at a town meeting by
- 2 written ballot if the municipal legislative body is the town meeting. The amendment also
- 3 changes the question for the county referendum to clarify that the voter is also approving
- 4 the municipality continuing to pay debt service to the county that it is seceding from.

FISCAL NOTE REQUIRED
(See attached)

COMMITTEE AMENDMENT



123rd MAINE LEGISLATURE

LD 1840

LR 1139(02)

An Act To Define the Process for a Municipality To Secede from a County

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

Committee: State and Local Government

Fiscal Note Required: Yes

Fiscal Note

State Mandate - Unfunded

State Mandates

Required Activity

Requiring, on the petition of only 10% of voters, municipal officers to hold public hearings and conduct local referenda to allow municipalities to secede from counties is a state mandate pursuant to the Maine Constitution. The additional activities associated with implementing this new process could be significant.

Unit Affected

Municipality

Costs

Significant