MAINE STATE LEGISLATURE

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124th MAINE LEGISLATURE

SECOND REGULAR SESSION-2010

Legislative Document

No. 1625

H.P. 1153

House of Representatives, December 23, 2009

An Act To Establish a Policy of Communication and Consultation on Issues Affecting Tribal Communities of the Passamaquoddy Tribe

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.

Received by the Clerk of the House on December 21, 2009. Referred to the Committee on Judiciary pursuant to Joint Rule 308.2 and ordered printed pursuant to Joint Rule 401.

Millient M. MacFarland MILLICENT M. MacFARLAND Clerk

Presented by Representative SOCTOMAH of the Passamaquoddy Tribe.
Cosponsored by Senator RAYE of Washington and
Representatives: MITCHELL of the Penobscot Nation, PENDLETON of Scarborough.

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 5 MRSA §58 is enacted to read:

§58. Policy on communication and consultation with the Passamaquoddy Tribe

Every state agency shall adopt a policy of communication and consultation with the Passamaquoddy Tribe. The policy must provide for timely and meaningful communication and consultation with the Passamaquoddy Tribe and permit elected officials and other representatives of the Passamaquoddy tribal government to provide meaningful and timely input into the development of legislation, rules and policies on matters that significantly or uniquely affect the Passamaquoddy tribal community. The policy must require communication and consultation with the Passamaquoddy Tribe before the agency may propose, adopt or implement legislation, rules or policies that may materially affect the Passamaquoddy tribal community.

SUMMARY

This bill requires every state agency to adopt a policy of communication and consultation with the Passamaquoddy Tribe to provide for meaningful and timely input by the Passamaquoddy tribal government into the development of legislation, rules and policies on matters that significantly or uniquely affect the Passamaquoddy tribal community before the agency may propose, adopt or implement legislation, rules or policies that may materially affect the Passamaquoddy tribal community.