

# MAINE STATE LEGISLATURE

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SMC  
12/13

Date: 5/4/11

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Majority

STATE AND LOCAL GOVERNMENT

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STATE OF MAINE

HOUSE OF REPRESENTATIVES

125TH LEGISLATURE

FIRST REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 663, L.D. 904, Bill, "An Act To Make Changes to Boards and Commissions Concerning Membership, Appointments and Terms"

Amend the bill by striking out all of section 1 (page 1, lines 2 to 13 in L.D.)

Amend the bill by striking out all of sections 3 and 4 (page 1, lines 19 to 30 in L.D.) and inserting the following:

'Sec. 3. 5 MRSA §12017 is enacted to read:

§12017. Posting of vacancies

The clerk of a board shall notify the Secretary of State as soon as a vacancy on the board occurs. The Secretary of State shall maintain a publicly accessible website to post an annual report of appointments and reappointments to boards and commissions. For each vacancy during that year, the report must include the qualifications required, the length of the term of the appointment and the appointing authority.

Sec. 4. Application. Notwithstanding the Maine Revised Statutes, Title 5, section 12016, if the term of an appointed member of a board who is serving on September 1, 2011 has expired and a replacement has not been appointed, that member may serve as a board member for up to 12 months after September 1, 2011 without being reappointed to another term.'

Amend the bill by relettering or renumbering any nonconsecutive Part letter or section number to read consecutively.

SUMMARY

This amendment strikes the section of the bill that requires the Secretary of State to include in suggested legislation repeal of a board with vacancies in 2/3 or more of its membership. It also removes the section relating to term limits. The amendment requires that the Secretary of State post an annual report of appointments and reappointments to boards and commissions rather than a continuously updated list of vacancies. It also

COMMITTEE AMENDMENT

2011

COMMITTEE AMENDMENT "A" to H.P. 663, L.D. 904

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specifies that members of boards and commissions with expired terms may serve for 12 months after September 1, 2011 without being appointed to another term.

**FISCAL NOTE REQUIRED**

(See attached)



Approved: 04/25/11 *MAC*

# 125th MAINE LEGISLATURE

LD 904

LR 1646(02)

**An Act To Make Changes to Boards and Commissions Concerning Membership, Appointments and Terms**

**Fiscal Note for Bill as Amended by Committee Amendment "A"**  
**Committee: State and Local Government**  
**Fiscal Note Required: Yes**

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## Fiscal Note

Minor cost increase - General Fund

### Fiscal Detail and Notes

Additional costs to the Department of Secretary of State associated with posting the annual report with required information on the website can be absorbed with existing staff and within existing budgeted resources.