

MAINE STATE LEGISLATURE

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125th MAINE LEGISLATURE

SECOND REGULAR SESSION-2012

Legislative Document

No. 1757

S.P. 605

In Senate, January 10, 2012

An Act To Require Agencies To Report the Costs of Pursuing Actions in Adjudicatory and Court Proceedings

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

Reference to the Committee on State and Local Government suggested and ordered printed.

Joseph G. Carleton Jr.

JOSEPH G. CARLETON, JR.
Secretary of the Senate

Presented by Senator PLOWMAN of Penobscot.
Cosponsored by Senator: MARTIN of Kennebec.

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

2 **Sec. 1. 5 MRSA §43, first ¶**, as repealed and replaced by PL 1975, c. 436, §3, is
3 amended to read:

4 As used in this section and sections 43 through 46 44 to 46-A, the word "agency"
5 ~~shall mean~~ means a state department, agency, office, board, commission or quasi-
6 independent agency, board, commission, authority or institution.

7 **Sec. 2. 5 MRSA §46-A** is enacted to read:

8 **§46-A. Report of expenditures for adjudicatory and court proceedings**

9 By December 15th of each year, an agency that made any expenditures for
10 adjudicatory or court proceedings in the previous fiscal year shall submit to the joint
11 standing committee of the Legislature having jurisdiction over that agency's activities a
12 report of those expenditures, including personnel time, attorney's fees, court costs,
13 witness fees and expert fees, as well as any costs incurred by the Office of the Attorney
14 General on the agency's behalf.

15 **SUMMARY**

16 This bill requires state agencies to annually report expenditures for pursuing actions
17 in adjudicatory and court proceedings to the joint standing committee of the Legislature
18 having jurisdiction over that agency's activities. The report must include costs incurred
19 directly by the agency as well as any costs incurred by the Office of the Attorney
20 General.