

# MAINE STATE LEGISLATURE

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Date: 5/15/17 Report C

L.D. 850  
(Filing No. H-182)

**STATE AND LOCAL GOVERNMENT**

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**STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
128TH LEGISLATURE  
FIRST REGULAR SESSION**

COMMITTEE AMENDMENT "B" to H.P. 599, L.D. 850, Bill, "An Act To Prohibit a Person from Providing False Testimony to a Committee of the Legislature"

Amend the bill by striking out all of section 1 and inserting the following:

'Sec. 1. 3 MRSA c. 22 is enacted to read:

**CHAPTER 22**

**TESTIMONY BEFORE LEGISLATIVE COMMITTEES**

**§491. Requirement to provide truthful testimony**

**1. Definitions.** As used in this chapter, unless the context otherwise indicates, the following terms have the following meanings.

A. "Legislative committee" means a committee, subcommittee or joint or select committee of the Legislature or any special committee or commission, by whatever name, established by the Legislature to make recommendations for legislative action or to develop legislation, when convened for a hearing, work session or other official purpose.

B. "Lobbyist" has the same meaning as defined in section 312-A, subsection 10;

C. "Lobbyist associate" has the same meaning as defined in section 312-A, subsection 10-A;

D. "Testimony" means information, provided either in person or by other means, and includes information provided orally, in writing or by other means of communication.

**2. Testimony.** A lobbyist or lobbyist associate who provides testimony to a legislative committee may not:

A. Purposely provide false testimony regarding a material fact pertaining to that lobbyist or lobbyist associate's testimony;

B. Purposely falsify any testimony; or

**COMMITTEE AMENDMENT**

- 1           C. Purposely omit or conceal a material fact related to the testimony.
- 2           **3. Penalty.** A lobbyist or lobbyist associate who violates subsection 2 commits a
- 3           Class E crime.
- 4           **4. Suspension.** The Commission on Governmental Ethics and Election Practices
- 5           may suspend a lobbyist or lobbyist associate who violates subsection 2 from further
- 6           lobbying before the Legislature for a period of up to 2 years, in addition to any penalty
- 7           imposed pursuant to subsection 3.'

**SUMMARY**

9           This amendment is a minority report of the committee. The amendment removes the  
10          provision of the bill that allows a member of a legislative committee to place a person  
11          providing testimony under oath.

**FISCAL NOTE REQUIRED**  
**(See attached)**



# 128th MAINE LEGISLATURE

LD 850

LR 43(03)

An Act To Prohibit a Person from Providing False Testimony to a Committee of the Legislature

Fiscal Note for Bill as Amended by Committee Amendment

Committee: State and Local Government

Fiscal Note Required: Yes

*B (H-182)*

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## Fiscal Note

Minor cost increase - General Fund  
Minor revenue increase - General Fund

### Correctional and Judicial Impact Statements

Establishes new Class E crimes.

The collection of additional fines may also increase General Fund revenue by minor amounts.