

MAINE STATE LEGISLATURE

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ROBS

L.D. 1912

Date: 6/26/18

(Filing No. H-804)

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
128TH LEGISLATURE
SECOND SPECIAL SESSION

HOUSE AMENDMENT "A" to H.P. 1354, L.D. 1912, Bill, "An Act To Prohibit Campaign Fund-raising at the Voting Place"

Amend the bill by striking out the title and substituting the following:

'An Act To Prohibit Campaign Fund-raising at the Voting Place and To Provide Allocation of Clean Election Funds'

Amend the bill by inserting after the title and before the enacting clause the following:

'Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, this legislation provides for the allocation of funds that are immediately necessary; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,'

Amend the bill by adding after section 1 the following:

'Sec. 2. Maine Clean Election Fund transfers. Notwithstanding any other provision of law to the contrary, the State Controller shall transfer \$1,000,000 from the Maine Clean Election Fund to the unappropriated surplus of the General Fund no later than 10 days following the effective date of this section. Notwithstanding any other provision of law to the contrary, the State Controller shall transfer \$1,000,000 from the General Fund to the Maine Clean Election Fund on or before January 1, 2019.

Sec. 3. Appropriations and allocations. The following appropriations and allocations are made.

**ETHICS AND ELECTION PRACTICES, COMMISSION ON GOVERNMENTAL
Governmental Ethics and Election Practices - Commission on 0414**

Initiative: Provides a one-time allocation to correct an error in Public Law 2017, chapter 284, Part ZZZZZZ, section 19 to align allocations with available resources.

ROFFS

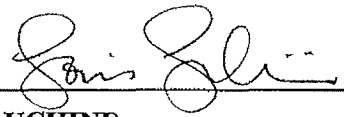
1	OTHER SPECIAL REVENUE FUNDS	2017-18	2018-19
2	All Other	\$0	\$3,976,470
3			
4	OTHER SPECIAL REVENUE FUNDS TOTAL	<u>\$0</u>	<u>\$3,976,470</u>

5 **Emergency clause.** In view of the emergency cited in the preamble, this
6 legislation takes effect when approved.'

7 **SUMMARY**

8 This amendment:

- 9 1. Requires the State Controller to transfer \$1,000,000 from the Maine Clean
10 Election Fund to the General Fund within 10 days of enactment and transfer \$1,000,000
11 into the Maine Clean Election Fund by January 1, 2019;
- 12 2. Provides an allocation for the Commission on Governmental Ethics and Election
13 Practices because of an error in Public Law 2017, chapter 284, Part ZZZZZZ, section 19
14 that resulted in a negative allocation for fiscal year 2018-19; and
- 15 3. Adds an emergency preamble and emergency clause and changes the title of the
16 bill.

17 **SPONSORED BY:** 
 18 **(Representative LUCHINI)**
 19 **TOWN: Ellsworth**

FISCAL NOTE REQUIRED
(See attached)



128th MAINE LEGISLATURE

LD 1912

LR 3057(03)

An Act To Prohibit Campaign Fund-raising at the Voting Place

Fiscal Note for House Amendment "A" to Original Bill

Sponsor: Rep. Luchini of Ellsworth

Fiscal Note Required: Yes

Fiscal Note

	FY 2017-18	FY 2018-19	Projections FY 2019-20	Projections FY 2020-21
Net Cost (Savings)				
General Fund	\$0	\$0	\$0	\$0
Appropriations/Allocations				
Other Special Revenue Funds	\$0	\$3,976,470	\$0	\$0
Transfers				
General Fund	\$0	\$0	\$0	\$0
Other Special Revenue Funds	\$0	\$0	\$0	\$0

Fiscal Detail and Notes

This amendment will transfer \$1,000,000 from the Maine Clean Election Fund (MCEF) within the Commission on Governmental Ethics and Election Practices to the unappropriated surplus of the General Fund within 10 days of the effective date of this bill. (This fiscal note assumes that will occur early in fiscal year 2018-19.) It is anticipated that this will leave a cash balance of approximately \$4,200,000 in the MCEF. This amendment also reverses this transaction later in fiscal year 2018-19 by transferring, on or before January 1, 2019, \$1,000,000 from the General Fund back to the MCEF. This amendment also includes a one-time \$3,976,470 Other Special Revenue Funds allocation in fiscal year 2018-19 for the MCEF, to correct an error in PL 2017, Chapter 284, Part ZZZZZZ, Section 19, that resulted in a negative \$1,010,665 Other Special Revenue Funds allocation in fiscal year 2018-19. As amended, the MCEF may require additional allocation if the full amount of funding available in fiscal year 2018-19 is to be expended. That allocation will need to be provided either by additional legislative action or by financial order.