

# MAINE STATE LEGISLATURE

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Amendment Name: Amendment CB (H-826) (LD 2102 2020)

Date: 8/12/2020



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Date: (Filing No. H- )

**JUDICIARY**

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**STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
129TH LEGISLATURE  
SECOND SPECIAL SESSION**

COMMITTEE AMENDMENT “ ” to H.P. 1497, L.D. 2102, Bill, “An Act To Implement the Recommendations of the Right To Know Advisory Committee”

Amend the bill by adding after section 6 the following:

**Sec. 7. Appropriations and allocations.** The following appropriations and allocations are made.

**ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF  
Freedom of Access Training N346**

Initiative: Provides funding to reimburse municipalities for costs associated with requiring certain municipal officials to complete freedom of access training.

<b>GENERAL FUND</b>	<b>2019-20</b>	<b>2020-21</b>
All Other	\$0	\$33,300
<b>GENERAL FUND TOTAL</b>	<u>\$0</u>	<u>\$33,300</u>

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

**SUMMARY**

This amendment is the minority report of the Joint Standing Committee on Judiciary.

This amendment includes an appropriation to provide funds to reimburse municipalities for the costs required for additional municipal officials to meet the freedom of access training requirements.

**FISCAL NOTE REQUIRED**

(See attached)



# 129th MAINE LEGISLATURE

LD 2102

LR 3194(03)

## An Act To Implement the Recommendations of the Right To Know Advisory Committee

### Fiscal Note for Bill as Amended by Committee Amendment " "

Committee: Judiciary

Fiscal Note Required: Yes

### Fiscal Note

State Mandate - Funded

	FY 2019-20	FY 2020-21	Projections FY 2021-22	Projections FY 2022-23
<b>Net Cost (Savings)</b>				
General Fund	\$0	\$33,300	\$3,600	\$3,600
<b>Appropriations/Allocations</b>				
General Fund	\$0	\$33,300	\$3,600	\$3,600

#### State Mandates

##### Required Activity

This bill expands the number of municipal officials required to complete freedom of access training to include code enforcement officers, town and city managers, administrators and planning board members. It requires deputies of various officials complete the training. School superintendents, assistant superintendents and school board members are also required to complete the training.

##### Unit Affected

Municipality

##### Local Cost

\$33,300 one-time, \$3,600 annually

The required local activities in this bill may represent a state mandate pursuant to the Constitution of Maine. If the bill does require a local unit of government to expand or modify its activities so as to necessitate additional expenditures from local revenue, the state mandate provisions of the Constitution of Maine require either: (1) General Fund appropriations be provided to fund at least 90% of any additional necessitated local costs of the mandate; or (2) a Mandate Preamble be added to the bill and two-thirds of the members of each House vote to exempt the mandate from the funding requirement. If the bill does represent a state mandate and neither one of these actions occurs, the local units of government will not be required to implement the mandated activities.

#### Fiscal Detail and Notes

The bill includes a General Fund appropriation of \$33,300 in fiscal year 2020-21 to the Department of Administrative and Financial Services to reimburse municipalities for 90% of the administrative costs associated with implementing the bill. The cost was calculated using salary and position data provided by the Maine Municipal Association. Projected future costs assume annual employee turnover of 11.8%, resulting in new employees each year who will need training.