

MAINE STATE LEGISLATURE

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L D 153

Date 4-28-2023

(Filing No H- 85)

STATE AND LOCAL GOVERNMENT

Reproduced and distributed under the direction of the Clerk of the House

STATE OF MAINE
HOUSE OF REPRESENTATIVES
131ST LEGISLATURE
FIRST SPECIAL SESSION

COMMITTEE AMENDMENT "A" to HP 94, L D 153, "An Act to Allow Electronic Distribution of Certain Documents to Municipalities and Electronic Acknowledgment of Receipt of Certain Documents as Acceptable Communications"

Amend the bill by striking out everything after the enacting clause and inserting the following

Sec. 1. 30-A MRSA §701, sub-§3, as amended by PL 2007, c 663, §2, is further amended to read

3. Public hearing. The county commissioners shall hold a public hearing in the county on ~~these~~ the estimates before the end of the county's fiscal year ~~They~~ At least 10 days before the hearing, the county commissioners shall publish a notice of the hearing at least 10 days before the hearing in a newspaper of general circulation within the county. Written and provide written notice and a copy of the estimates must be sent by mail or delivered in person to the clerk of each municipality in the county at least 10 days before the hearing by e-mail, regular mail or delivery in person to the clerk, except that the county commissioners shall provide the written notice and a copy of the estimates by e-mail or regular mail if a municipality requests delivery by one of these methods. If the notice is delivered by e-mail or regular mail, the municipal clerk shall confirm receipt of the notice and a copy of the estimates by e-mail or regular mail. The municipal clerk shall notify the municipal officers of the receipt of the estimates

Sec. 2. 30-A MRSA §725, sub-§4, as enacted by PL 1987, c 737, Pt A, §2 and Pt C, §106 and amended by PL 1989, c 6, c 9, §2, and c 104, Pt C, §§8 and 10, is further amended to read

4. Public hearing on revised budget. The budget committee shall hold at least one additional public hearing in the county on the proposed budget, as revised by the budget committee, before the end of the county's fiscal year and before the final adoption of the budget. Notice of the hearing must be given at least 10 days before the hearing in all newspapers of general circulation within the county. Written notice and a copy of the proposed budget shall be ~~mailed~~ sent or delivered ~~in person~~ to the clerk of each

COMMITTEE AMENDMENT

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1 municipality in the county in accordance with section 701, subsection 3 The municipal
2 clerk shall notify the municipal officials of the proposed budget

3 **Sec. 3. 30-A MRSA §739-B, sub-§3**, as enacted by PL 1989, c 475, §§1 and 2, is
4 amended to read

5 **3. Public hearing.** The finance committee shall hold a public hearing in the county
6 on its proposed budget before the end of the county's fiscal year and before the final
7 adoption of the budget Notice of the hearing shall be given at least 10 days before the
8 hearing in all newspapers of general circulation within the county Written notice and a
9 copy of the proposed budget shall be sent ~~by mail~~, or delivered ~~in person~~, to the clerk of
10 each municipality in the county in accordance with section 701, subsection 3 The
11 municipal clerk shall notify the municipal officials of the proposed budget

12 **Sec. 4. 30-A MRSA §742-A, sub-§4**, as amended by PL 2007, c 663, §5, is further
13 amended to read

14 **4. Public hearings.** Public hearings on the proposed budget must be held by the
15 budget advisory committee and county commissioners in each commissioner's district at
16 least one month prior to the beginning of the fiscal year Notice of these hearings must be
17 given at least 10 days before the hearing in newspapers of general circulation within the
18 county. Written notice and a copy of the proposed budget must be sent ~~by mail~~, or delivered
19 ~~in person~~, to the clerk of each municipality in the county in accordance with section 701,
20 subsection 3 The municipal clerk shall notify the municipal officials of the receipt of the
21 proposed budget and the date of the hearings

22 **Sec. 5. 30-A MRSA §753, sub-§3**, as enacted by PL 1991, c 257, is amended to
23 read

24 **3. Public hearing.** The budget committee shall hold a public hearing in the county on
25 its proposed budget before the end of the county's fiscal year and before the final adoption
26 of the budget Notice of the hearing must be given at least 10 days before the hearing in
27 all newspapers of general circulation within the county Written notice and a copy of the
28 proposed budget must be sent ~~by mail~~ or delivered ~~in person~~ to the clerk of each
29 municipality in the county in accordance with section 701, subsection 3 The municipal
30 clerk shall notify the municipal officials of the receipt of the proposed budget

31 **Sec. 6. 30-A MRSA §764**, as amended by PL 2007, c 663, §8, is further amended
32 to read

33 **§764. Public hearing**

34 The Hancock County commissioners shall hold a public hearing on the budget estimate
35 at least 90 days before the end of the county's fiscal year and an informational meeting on
36 the advisory committee's budget estimates at least 30 days before the end of the county's
37 fiscal year ~~Pursuant to the requirements of section 701, subsection 3, written~~ Written
38 notice and a copy of the estimates must be sent ~~by mail~~ or delivered ~~in person~~ to each
39 member of the county legislative delegation in accordance with section 701, subsection 3
40 at least 10 days before the informational meeting on the annual budget

41 **Sec. 7. 30-A MRSA §825, sub-§4**, as amended by PL 2007, c 663, §13, is further
42 amended to read

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1 **4. Public hearing.** The county commissioners shall hold a public hearing in the county
2 on the proposed budget at least 30 days before the end of the county's fiscal year and before
3 the final adoption of the budget. Notice of the hearing must be given at least 10 days before
4 the hearing in all newspapers of general circulation within the county. Written notice and
5 a copy of the proposed budget must be sent ~~by mail~~ or delivered ~~in person~~ to the clerk of
6 each municipality in the county and to the members of the budget committee in accordance
7 with section 701, subsection 3. The municipal clerk shall notify the municipal officials of
8 the proposed budget and the date of the public hearing.

9 **Sec. 8. 30-A MRSA §833, sub-§3**, as enacted by PL 1993, c 623, §1, is amended
10 to read

11 **3. Public hearing.** The budget committee shall hold a public hearing in the county on
12 the proposed budget before the end of the county's fiscal year and before the final adoption
13 of the budget. Notice of the hearing must be given in all newspapers of general circulation
14 within the county at least 10 days before the hearing. Written notice and a copy of the
15 proposed budget must be sent ~~by mail~~, or delivered ~~in person~~, to the clerk of each
16 municipality in the county in accordance with section 701, subsection 3. The municipal
17 clerk shall notify the municipal officials of the proposed budget.

18 **Sec. 9. 30-A MRSA §855, sub-§3**, as enacted by PL 1987, c 737, Pt A, §2 and
19 Pt C, §106 and amended by PL 1989, c 6, c 9, §2, and c 104, Pt C, §§8 and 10, is further
20 amended to read

21 **3. Public hearing.** The budget committee shall hold a public hearing in the county on
22 the proposed budget before the end of the county's fiscal year and before the final adoption
23 of the budget. Notice of the hearing shall be given at least 10 days before the hearing in a
24 newspaper of general circulation within the county. Written notice and a copy of the
25 proposed budget shall be sent ~~by registered or certified mail with return receipt requested,~~
26 ~~or delivered in person, with proof received of the delivery,~~ to the clerk of each municipality
27 in the county in accordance with section 701, subsection 3. The municipal clerk shall notify
28 the municipal officers of the proposed budget.

29 **Sec. 10. 30-A MRSA §864, sub-§3-A**, as enacted by PL 1991, c 533, §6 and
30 affected by §10, is amended to read

31 **3-A. Written notification.** Written notice and a copy of the proposed budget must be
32 sent or delivered in accordance with section 701, subsection 3 at least 10 days before the
33 public hearing to the clerk of each municipality in the county. The municipal clerk shall
34 notify the elected officials of the proposed budget.

35 **Sec. 11. 30-A MRSA §874, sub-§3**, as enacted by PL 1991, c 495, is amended to
36 read:

37 **3. Public hearing.** The advisory committee shall hold a public hearing in the county
38 on the proposed budget before the end of the county's fiscal year and before the final
39 adoption of the budget. Notice of the hearing must be given in all newspapers of general
40 circulation within the county at least 10 days before the hearing. Written notice and a copy
41 of the proposed budget must be sent ~~by mail~~, or delivered ~~in person~~, to the clerk of each
42 municipality in the county in accordance with section 701, subsection 3. The municipal
43 clerk shall notify the municipal officials of the proposed budget.

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Sec. 12. 30-A MRS §897, sub-§3, as enacted by PL 1993, c. 582, §1, is amended to read

3. Public hearing. The budget committee shall hold a public hearing in the county on the proposed budget before the end of the county's fiscal year and before final adoption of the budget. Notice of the hearing must be given in all newspapers of general circulation within the county at least 10 days before the hearing. Written notice and a copy of the proposed budget must be sent ~~by mail~~ or delivered ~~in person~~ to the clerk of each municipality in the county in accordance with section 701, subsection 3. The municipal clerk shall notify the municipal officials of the proposed budget.

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

SUMMARY

This amendment replaces the bill and adds the option for a municipality to request delivery of the written notice and copy of the estimates prepared by the county commissioners by either e-mail or regular mail. The amendment ensures that this option applies to each of the 16 counties