

MAINE STATE LEGISLATURE

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Date: 4/10/24 Majority

L.D. 294
(Filing No. H- 951)

AGRICULTURE, CONSERVATION AND FORESTRY

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**STATE OF MAINE
HOUSE OF REPRESENTATIVES
131ST LEGISLATURE
SECOND REGULAR SESSION**

COMMITTEE AMENDMENT "A" to H.P. 192, L.D. 294, "An Act to Include a Tribal Member in the Baxter State Park Authority"

Amend the bill in section 1 in the first indented paragraph in the 19th line (page 1, line 22 in L.D.) by striking out the following: "Aroostook Band of Micmacs" and inserting the following: 'Mi'kmaq Nation'

Amend the bill in section 1 in the first indented paragraph in the 21st to 24th lines (page 1, lines 24 to 27 in L.D.) by striking out the following: "If the tribal governments do not make a unanimous joint recommendation, the Governor shall appoint a member of a federally recognized Indian nation, tribe or band in this State and rotate the appointment among members of each federally recognized Indian nation, tribe or band in this State."

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

SUMMARY

This amendment, which is the majority report of the committee, strikes the requirement in the bill that the Governor appoint to the Baxter State Park Authority a member of a federally recognized Indian nation, tribe or band in this State if the tribal governments do not make a unanimous joint recommendation.

FISCAL NOTE REQUIRED
(See attached)

COMMITTEE AMENDMENT



Approved: 01/22/24 *MJC*

131st MAINE LEGISLATURE

LD 294

LR 2295(02)

An Act to Include a Tribal Member in the Baxter State Park Authority

Fiscal Note for Bill as Amended by Committee Amendment "A (H-951)"

Committee: Agriculture, Conservation and Forestry

Fiscal Note Required: Yes

Fiscal Note

Possible violation of trust agreement
Minor cost increase - Baxter State Park Authority

Fiscal Detail and Notes

The Attorney General, one of the 3 members of the Baxter State Park Authority (the Authority), has indicated that changing the composition of the membership of the Authority may violate the terms of the Baxter State Park trust agreement which were established when the land comprising the park and funding for its administration were first gifted to the State. The outcome of any legal challenge to adding another member cannot be determined at this time.

Apart from any potential ramifications from a possible violation of the trust agreement expressed above, any additional costs to the Authority to add an additional member to the Authority are expected to be minor and can be absorbed within existing budgeted resources.