

MAINE STATE LEGISLATURE

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STATE OF MAINE
SENATE
131ST LEGISLATURE
FIRST SPECIAL SESSION

SENATE AMENDMENT "A" to COMMITTEE AMENDMENT "A" to S P 323,
L D 764, "An Act to Ensure That Effective Dates of First Regular Session Direct Initiatives
of Legislation Will Occur After the November 2023 Election"

Amend the amendment by striking out the first to 5th indented paragraphs after the
substitute title (page 1, lines 15 to 27 in amendment) and inserting the following

'Amend the bill in the emergency preamble by striking out all of the 3rd, 4th and 5th
paragraphs after the title (page 1, lines 7 to 14 in L D) and inserting the following

Whereas, 4 direct initiatives were introduced during the First Special Session of the
131st Legislature, and

Whereas, 3 of those direct initiatives concern participation and the dissemination of
ideas in the political process, and

Whereas, unless enacted by the Legislature without change, those direct initiatives
will be presented to voters on the general election to be held on November 7, 2023, and

Whereas, participation in the November general election is core political speech
protected by the First Amendment to the United States Constitution, and

Whereas, the Legislature desires to consider enacting one or more of the direct
initiatives without change during the First Special Session of the 131st Legislature without
undermining participation in the November general election, and

Whereas, the effective date of any direct initiative enacted during the First Special
Session of the 131st Legislature, which is 90 days after adjournment, may occur during the
November election cycle, which may result in a change to the election rules in the middle
of an election and thereby affect participation in the November general election, and

Whereas, this Act seeks to delay the effective date of any direct initiative enacted
during the First Special Session until after the November 2023 election in order to not affect
participation in this election, but not to otherwise change the direct initiatives as proposed
to the Legislature by the electors, and'

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

SENATE AMENDMENT

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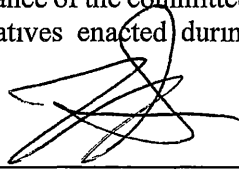
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Sec. 1. Effective date. Notwithstanding any provision of law to the contrary, bills enacted during the First Special Session of the 131st Legislature that are direct initiatives of legislation pursuant to the Constitution of Maine, Article IV, Part Third, Section 18 and are identified as L D 1610, "An Act to Prohibit Campaign Spending by Foreign Governments and Promote an Anticorruption Amendment to the United States Constitution," L D 1611, "An Act to Create the Pine Tree Power Company, a Nonprofit, Customer-owned Utility," and L D 1772, "An Act to Require Voter Approval of Certain Borrowing by Government-controlled Entities and Utilities and to Provide Voters More Information Regarding That Borrowing," have an effective date of January 1, 2024, unless the direct initiative provides for an effective date later than January 1, 2024, in which case the effective date in that direct initiative applies ' '

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

SUMMARY

This amendment amends the committee amendment to clarify the nature of the emergency in the bill and to provide details of the direct initiatives to which this legislation applies. It retains the substance of the committee amendment by specifying the legislation's application to direct initiatives enacted during the First Special Session of the 131st Legislature



SPONSORED BY. _____

(Senator STEWART, T.)

COUNTY: Aroostook

SENATE AMENDMENT