

MAINE STATE LEGISLATURE

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L D 1001

Date 5/22/23 Majority (Filing No H-195)

JUDICIARY

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

COMMITTEE AMENDMENT "A" to H P 637, L D 1001, "An Act to Amend the Maine Human Rights Act Regarding Right-to-sue Letters"

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

'Sec. 1. 5 MRSA §4612, sub-§6, as amended by PL 1995, c 462, Pt A, §7, is repealed and the following enacted in its place

6. Issuance of right-to-sue letter. The commission may issue a right-to-sue letter only in accordance with this subsection.

A. If, later than the 180th day after the date a complaint is filed with the commission, the commission has not filed a civil action in the case or has not entered into a conciliation agreement in the case, the complainant may submit a written request for a right-to-sue letter and the commission shall issue the requested right-to-sue letter

B. If a complainant submits a written request for a right-to-sue letter before the 180th day after the date a complaint is filed with the commission, the commission shall issue a right-to-sue letter if

(1) The executive director of the commission determines that the complainant has demonstrated good cause for requesting the right-to-sue letter before the expiration of the 180-day period after the filing of the complaint, and

(2) The executive director of the commission certifies that it is probable that the commission will not be able to conclude its investigation before the 180-day period after the filing of the complaint

If the commission issues a right-to-sue letter in accordance with this subsection, it shall end its investigation of the complaint unless the executive director of the commission and legal counsel to the commission determine that proceeding with the investigation would achieve the purposes of this chapter, in which case the commission shall continue to investigate the complaint as if it had been filed by an employee of the commission under section 4611

COMMITTEE AMENDMENT



131st MAINE LEGISLATURE

LD 1001

LR 1243(02)

An Act to Amend the Maine Human Rights Act Regarding Right-to-sue Letters

Fiscal Note for Bill as Amended by Committee Amendment "A" (H-195)

Committee: Judiciary

Fiscal Note Required: Yes

Fiscal Note

Minor cost increase - General Fund
Minor revenue increase - General Fund

Correctional and Judicial Impact Statements

This bill may increase the number of civil suits filed in the court system

The additional workload associated with the minimal number of new cases filed in the court system does not require additional funding at this time.

The collection of additional filing fees will increase General Fund revenue by minor amounts

Fiscal Detail and Notes

Additional costs to the Maine Human Rights Commission associated with the provisions of this bill are expected to be minor and can be absorbed within existing budgeted resources