

Date:

(Filing No. H-)

STATE AND LOCAL GOVERNMENT

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

STATE OF MAINE HOUSE OF REPRESENTATIVES 130TH LEGISLATURE FIRST SPECIAL SESSION

COMMITTEE AMENDMENT “ ” to H.P. 444, L.D. 608, “An Act Regarding the Governor's Emergency Powers”

Amend the bill in section 1 in paragraph A in the 4th and 5th lines (page 1, lines 25 and 26 in L.D.) by striking out the following: "as long as the disaster or civil emergency has been declared by the board of commissioners for that county"

Amend the bill by striking out all of section 2 and inserting the following:

'Sec. 2. 37-B MRSA §742, sub-§1, ¶F is enacted to read:

F. If an order or rule issued by the Governor, pursuant to the powers granted in paragraph C, is to be in effect for longer than 30 days, the Governor shall, before the 30th day following the issuance of the order or rule, convene the Legislature for the specific purpose of deliberating the continuation of the state of emergency and the Legislature must, by a 2/3 vote in each House, vote to extend the Governor's authority to extend that order or rule.'

Amend the bill in section 3 in subsection 2 in the 4th line (page 2, line 2 in L.D.) by striking out the following: ", and the" and inserting the following: 'for the specific purpose of deliberating the continuation of the state of emergency and the'

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

SUMMARY

This amendment, which is the minority report of the committee, limits the purpose for which the Governor convenes the Legislature to deliberating the continuation of the state of emergency. It also removes the provision in the bill that authorizes the Governor to declare a state of emergency in a county only if the board of commissioners of that county has declared that a disaster or civil emergency exists.

FISCAL NOTE REQUIRED

(See attached)