

PLEASE NOTE: Legislative Information **cannot** perform research, provide legal advice, or interpret Maine law. For legal assistance, please contact a qualified attorney.

Amend the amendment by adding after Part C the following:

PART D

Sec. D-1. 12 MRSA §683-A, sub-§3, as amended by PL 2013, c. 256, §3, is further amended to read:

3. Eligibility. A state employee may not be appointed to or serve as a member of the commission. A county employee, municipal official or municipal employee is not considered to hold an incompatible office for purposes of simultaneous service on the commission. If a county or municipality is a participant in an adjudicatory proceeding before the commission, an official or employee from that county or municipality may not participate in that proceeding as a member of the commission. An incumbent county commissioner appointed after July 1, 2013 to serve on the commission may not serve simultaneously as a county commissioner and a member of the commission.

Sec. D-2. PL 2013, c. 256, §17 is repealed.

Sec. D-3. Effective date. This Part takes effect 90 days after adjournment of the First Regular Session of the 126th Legislature.'

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

SUMMARY

This amendment amends changes made by Public Law 2013, chapter 256 concerning appointments to the Maine Land Use Planning Commission.

Section 1 clarifies the law to reflect the Joint Standing Committee on Agriculture, Conservation and Forestry's intent that the terms of the members of the commission appointed and confirmed under the existing appointment process would not be affected by the provisions of the new law that prohibit a county commissioner from serving simultaneously as a member of the commission.

Public Law 2013, chapter 256, section 17 establishes a system of staggered terms for commission members. Appointments have been made under the current law, which provides for 4-year terms, setting up an inconsistency with the proposed staggered terms. Section 2 repeals Public Law 2013, chapter 256, section 17, eliminating the inconsistency between the staggered terms language in that section and the length of terms that are currently in place for appointees to the commission who have been or are likely to be confirmed for appointment to the board this calendar year.