

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

Amend the resolution by striking out the title and substituting the following:

**'An Act To Enable Legal Review To Determine the  
Constitutionality of Direct Initiatives of Legislation'**

Amend the resolution by striking out everything after the title and inserting the following:

‘

**Sec. 1. 21-A MRSA §901, sub-§1-A** is enacted to read:

**1-A. Request for constitutional review.** At the time of submitting a direct initiative application, the applicant may request that the Attorney General review the proposed law for the direct initiative of legislation to determine whether the proposed law conflicts with the Constitution of Maine or the United States Constitution. If the Attorney General determines that a conflict exists, the Attorney General shall provide a written opinion describing the conflict to the applicant within 15 business days after the direct initiative application was received by the Secretary of State. The applicant may submit a new draft of the proposed law to the Secretary of State in response to the written opinion.'

**SUMMARY**

This amendment, which is one of 2 minority reports of the committee, strikes the resolution and replaces it with a bill enabling a voter who submits an application to initiate proceedings for the direct initiative of legislation to request in the application that the Attorney General review the proposed law submitted with the application to determine whether it conflicts with the Constitution of Maine or the United States Constitution. If the Attorney General determines that a conflict exists, the Attorney General must provide a written opinion describing the conflict to the applicant within 15 business days after the direct initiative application was received by the Secretary of State. The applicant may submit a new draft of the proposed law to the Secretary of State in response to the written opinion.

**FISCAL NOTE REQUIRED**

(See attached)