

STATE OF MAINE

IN THE YEAR OF OUR LORD

TWO THOUSAND TWENTY-THREE

H.P. 864 - L.D. 1350

An Act Regarding the Composition of the Budget Advisory Committee and the Finality of the Budget in the Franklin County Budget Process

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 30-A MRSA §873, sub-§1, as enacted by PL 1991, c. 495, is amended to read:

1. Municipal officers. ~~Municipal~~ By April 1st of each year, municipal officers within each commissioner district shall caucus and shall elect municipal officers from that district to fill vacancies as ~~they arise~~, for terms as provided in paragraph A B.

~~A. Members shall serve for 3-year terms, except that initially each district caucus shall select one member for a one-year term, one member for a 2-year term and one member for a 3-year term. There must be 3 members from each commissioner district. If a committee member ceases to be a municipal officer during the term of membership, the committee member shall resign the membership and the next district caucus shall elect a qualified municipal officer to fill the membership for the remainder of the unexpired term.~~

B. Each commissioner district has 2 permanent members. Members serve for 3-year terms. There is a rotating member who serves a one-year term, selected in 2025 by commissioner district one, selected in 2026 by commissioner district 2, selected in 2027 by commissioner district 3, selected in 2028 by commissioner district 4, selected in 2029 by commissioner district 5 and selected in 2030 and succeeding years in the same order as the first 5 years under this paragraph. If a committee member ceases to be a municipal officer during the term of membership, the committee member shall resign the membership and the next district caucus shall elect a qualified municipal officer to fill the membership for the remainder of the unexpired term.

Sec. 2. 30-A MRSA §874, sub-§4, as enacted by PL 1991, c. 495, is amended to read:

4. Finality of budget. After the public hearing is completed, the advisory committee shall adopt a final budget and transmit that budget to the county commissioners. The county commissioners may not further increase, decrease, alter or revise the budget adopted

by the advisory committee, except by ~~unanimous~~ a 3/5 vote of the entire membership of the county commissioners. If the adopted budget is changed by the county commissioners, the advisory committee may reject that change by a 2/3 vote of its membership. Those actions are final and are not subject to further action by either the county commissioners or the advisory committee.

Sec. 3. Expiration of term for Franklin County Budget Advisory Committee members. Notwithstanding the Maine Revised Statutes, Title 30-A, section 873, subsection 1, paragraph B, the term of office for Franklin County Budget Advisory Committee members serving on November 5, 2024 expires on that day.

Sec. 4. Franklin County Budget Advisory Committee initial terms. Notwithstanding the Maine Revised Statutes, Title 30-A, section 873, subsection 1, paragraph B, members of the Franklin County Budget Advisory Committee serve for 3-year terms, except initially commissioner districts one and 2 shall select one member for a one-year term and one member for a 2-year term, commissioner districts 3 and 4 shall select one member for a 2-year term and one member for a 3-year term and commissioner district 5 shall select one member for a one-year term and one member for a 3-year term.

Sec. 5. Effective date. This Act takes effect November 5, 2024, except that section 3 takes effect 90 days after adjournment of the First Special Session of the 131st Legislature.