



130th MAINE LEGISLATURE

FIRST REGULAR SESSION-2021

Legislative Document

No. 628

H.P. 464

House of Representatives, March 1, 2021

**An Act To Protect Businesses and Civic and Religious Organizations
from Actions Taken Pursuant to an Emergency Proclamation**

Received by the Clerk of the House on February 25, 2021. Referred to the Committee on State and Local Government pursuant to Joint Rule 308.2 and ordered printed pursuant to Joint Rule 401.

A handwritten signature in cursive script that reads "R B. Hunt".

ROBERT B. HUNT
Clerk

Presented by Representative CARMICHAEL of Greenbush.
Cosponsored by Representatives: DILLINGHAM of Oxford, DUCHARME of Madison,
GIFFORD of Lincoln, GRIFFIN of Levant, MASON of Lisbon, O'CONNOR of Berwick,
WADSWORTH of Hiram.

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

2 **Sec. 1. 37-B MRSA §742, sub-§1, ¶C**, as amended by PL 2019, c. 617, Pt. H, §1,
3 is further amended by amending subparagraph (12) to read:

4 (12) Take whatever action is necessary to abate, clean up or mitigate whatever
5 danger may exist within the affected area. Any action taken under this
6 subparagraph that would directly result in the temporary or permanent closure of a
7 business or a civic or religious organization must be approved by a 2/3 vote of the
8 membership of the Legislative Council; and

9 **SUMMARY**

10 This bill requires any action taken pursuant to an emergency proclamation of the
11 Governor intended to abate, clean up or mitigate whatever danger may exist within an
12 affected area to be approved by a 2/3 vote of the Legislative Council if the action would
13 directly result in the temporary or permanent closure of a business or a civic or religious
14 organization.