

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

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

**'Resolve, Establishing an Apportionment Commission To Develop New Cumberland County Commissioner Districts'**

Further amend the resolve by striking out everything after the title and before the summary and inserting in its place the following:

**'Mandate preamble.** This measure requires one or more local units of government to expand or modify activities so as to necessitate additional expenditures from local revenues but does not provide funding for at least 90% of those expenditures. Pursuant to the Constitution of Maine, Article IX, Section 21, 2/3 of all of the members elected to each House have determined it necessary to enact this measure.

**Sec. 1 Apportionment commission. Resolved:** That, notwithstanding the Maine Revised Statutes, Title 30-A, section 61, the Legislature shall establish an apportionment commission, referred to in this resolve as "the commission," in accordance with the procedure established in the Constitution of Maine, Article IV, Part Third, Section 1-A to apportion the Cumberland County commissioner districts to increase the number of county commissioner districts in Cumberland County. The commission shall develop 2 plans, one that increases the number of county commissioner districts from 3 to 5 and one that increases the number of districts from 3 to 7. The commission shall include in its apportionment plans the initial terms of office for each commissioner district. The plan to increase the number of districts to 5 must designate 2 commissioner districts that have 2-year initial terms and 3 commissioner districts that have 4-year initial terms. The plan to increase the number of districts to 7 must designate 3 commissioner districts that have 2-year initial terms and 4 commissioner districts that have 4-year initial terms. All subsequent terms under both plans are for 4 years. The commission shall conduct the reapportionment according to the process established in Title 30-A, section 65, subsection 1, paragraphs A and B; and be it further

**Sec. 2 County referendum. Resolved:** That the Cumberland County commissioners shall submit the 2 plans under section 1 to the voters of Cumberland County at the June 2007 election. The plan receiving the higher number of votes must be submitted by the commission to the Clerk of the House of Representatives no later than January 15, 2008 for enactment by the Second Regular Session of the 123rd Legislature; and be it further

**Sec. 3 Election of county commissioners. Resolved:** That the election of Cumberland County commissioners in the reapportioned districts approved pursuant to section 2 must take place on the first Tuesday after the first Monday in November 2008.'

## SUMMARY

This amendment replaces the resolve. It establishes an apportionment commission under the constitutional procedure for establishing an apportionment commission to apportion the districts of the Legislature. The commission is required to develop 2 plans to increase the number of Cumberland County commissioners from 3 districts to 5 or 7 districts. The voters of Cumberland County are to choose between the 2 plans at a referendum held at the June 2007 election. The reapportionment plan chosen by the voters

must be submitted to the Legislature for its approval. Election of Cumberland County commissioners in the reapportioned districts must take place at the November 2008 election.