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VETERANS AND LEGAL AFFAIRS

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**STATE OF MAINE
HOUSE OF REPRESENTATIVES
128TH LEGISLATURE
FIRST REGULAR SESSION**

COMMITTEE AMENDMENT “ ” to H.P. 326, L.D. 459, “Resolve, Regarding Legislative Review of Portions of Chapter 3: Maine Clean Election Act and Related Provisions, a Major Substantive Rule of the Commission on Governmental Ethics and Election Practices”

Amend the resolve by striking out all of section 1 and inserting the following:

Sec. 1. Adoption. Resolved: That final adoption of portions of Chapter 3: Maine Clean Election Act and Related Provisions, a provisionally adopted major substantive rule of the Commission on Governmental Ethics and Election Practices that has been submitted to the Legislature for review pursuant to the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A, is authorized only if the following changes are made:

- 1. The rule must be amended in Section 2, subsection 2, paragraph I to remove the requirement that a candidate seeking certification as a Maine Clean Election Act candidate acknowledge, in a declaration of intent, that the candidate is responsible for training individuals that the candidate authorizes to collect qualifying contributions; and
- 2. The rule must be amended in Section 2, subsection 4 by removing the requirements, set out in paragraph J, relating to when a participating candidate has authorized individuals to collect qualifying contributions for the candidate, including those requiring that candidates exercise due diligence to ensure qualifying contributions collected by others are compliant and providing that unless the candidate had no knowledge of fraudulent contributions, the candidate is ineligible for Maine Clean Election Act funds.'

SUMMARY

This amendment provides that the provisionally adopted major substantive rule of the Commission on Governmental Ethics and Election Practices may be finally authorized if the rule is changed to strike provisions in the rule that state that, when a candidate authorizes other individuals to collect qualifying contributions, the candidate is

COMMITTEE AMENDMENT

1 responsible for ensuring that those individuals have received proper training in the
2 procedures for collecting qualifying contributions and the candidate must exercise due
3 diligence to ensure that contributions collected by others comply with the requirements of
4 the Maine Clean Election Act.