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Date: (Filing No. S-)

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STATE OF MAINE
SENATE
128TH LEGISLATURE
FIRST REGULAR SESSION

SENATE AMENDMENT “ ” to COMMITTEE AMENDMENT “A” to S.P. 423, L.D. 1260, “Resolve, To Establish the Commission To Create a Plan for the Establishment of a Probate Court System with Full-time Judges”

Amend the amendment by striking out all of the emergency preamble (page 1, lines 17 to 33 in amendment) and inserting the following:

Preamble. Whereas, the existing probate court system established pursuant to the Constitution of Maine, Article VI, Section 6 was conditionally repealed by a vote of the people of Maine in 1967; and

Whereas, a different probate court system has not been created since the repeal and the Legislature has not considered a plan to establish a probate court system; and

Whereas, this legislation is necessary to honor the intent of a long-standing vote of Maine people and ensure that Maine people currently have the same access to justice in all Maine courts; now, therefore, be it'

Amend the amendment on page 3 by striking out the last 2 indented paragraphs (page 3, lines 13 to 15 in amendment) and inserting the following:

'Amend the resolve in section 8 in the last line (page 2, line 36 in L.D.) by striking out the following: "Legislature." and inserting the following: 'Legislature; and be it further'

Amend the resolve by adding after section 8 the following:

Sec. 9. Outside funding. Resolved: That the commission may seek private and public funding contributions to partially or fully fund the costs of the commission. All funding is subject to approval by the Legislative Council in accordance with its policies. If sufficient funding to fund the commission has not been received within 30 days after the effective date of this resolve, no meetings are authorized and no expenses of any kind may be incurred or reimbursed.'

SUMMARY

This amendment amends Committee Amendment "A" by striking the emergency preamble and emergency clause, adding a preamble and authorizing the Commission To

SENATE AMENDMENT

1 Create a Plan To Enhance the Efficiency and Effectiveness of the Probate Court System
2 to seek private and public funding.

3 **SPONSORED BY:** _____

4 **(Senator KATZ)**

5 **COUNTY: Kennebec**