MAINE STATE LEGISLATURE

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1 2 Date: 5/29/25

(Filing No. H-350

3	AGRICULTURE, CONSERVATION AND FORESTRY
4	Reproduced and distributed under the direction of the Clerk of the House.
5	STATE OF MAINE
6	HOUSE OF REPRESENTATIVES
7	132ND LEGISLATURE
8	FIRST SPECIAL SESSION
9 10 11	COMMITTEE AMENDMENT "A" to H.P. 715, L.D. 1093, "An Act to Direct the Department of Agriculture, Conservation and Forestry, Bureau of Parks and Lands to Prevent the Use of the Term "State Park" by Nonstate Parks"
12	Amend the bill by striking out the title and substituting the following:
13 14	'An Act Regarding Day Use Passes That May Be Used at Any State Park or Historic Site'
15	Amend the bill by inserting after the title and before the enacting clause the following:
l6 l7	'Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and
18 19 20	Whereas, the season for visitation to state parks and historic sites will begin soon, and this legislation needs to take effect before the expiration of the 90-day period to allow the change made by this legislation to take effect as soon as possible; and
21 22 23 24	Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,'
25 26	Amend the bill by striking out everything after the enacting clause and inserting the following:
27	'Sec. 1. 12 MRSA §1819-C is enacted to read;
28	§1819-C. Day use pass for state park or historic site
29 30 31	The director shall issue, for a fee, a day use pass that can be used at a state park or historic site. The pass entitles the holder to admission to all state parks and historic sites under the jurisdiction of the bureau.
32 33	This section does not apply to a state park or historic site that is subject to a lease on the effective date of this section and managed by an entity other than the bureau. This

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COMMITTEE AMENDMENT "A" to H.P. 715, L.D. 1093

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1 2 3 4 5	Sec. 2. State parks and historic sites; existing leases. For a state park or historic site that is subject to a lease on the effective date of this Act, the Department of Agriculture, Conservation and Forestry, Bureau of Parks and Lands shall require such a park or historic site to allow admittance to the holder of a day use pass pursuant to the Maine Revised Statutes, Title 12, section 1819-C at the expiration of the lease term of any such lease.'
6	Amend the bill by adding before the summary the following:
7 8	'Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved.'
9	Amend the bill by relettering or renumbering any nonconsecutive Part letter or section number to read consecutively.
1	SUMMARY
2 3 4	It is currently policy of the Department of Agriculture, Conservation and Forestry, Bureau of Parks and Lands to issue, for a fee, a day use pass that can be used at any state park or historic site in the State, with some exceptions.
5 6 7 8 9	This amendment replaces the bill and changes the title. The amendment requires the Director of the Bureau of Parks and Lands to issue, for a fee, a day use pass that can be used at any state park or historic site under the jurisdiction of the bureau except for any state park or historic site that is subject to an existing lease and managed by an entity other than the bureau. This exception is repealed January 1, 2030. The amendment further
.0 :1 :2	provides that for any state park or historic site subject to an existing lease, the bureau must require such a park or historic site to allow admittance to the holder of a day use pass that can be used at any state park or historic site at the expiration of the lease term. The
3	amendment also adds an emergency preamble and emergency clause to the bill.

FISCAL NOTE REQUIRED

(See attached)

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132nd MAINE LEGISLATURE

LD 1093

LR 1997(02)

An Act to Direct the Department of Agriculture, Conservation and Forestry, Bureau of Parks and Lands to Prevent the Use of the Term "State Park" by Nonstate Parks

Fiscal Note for Bill as Amended by Committee Amendment (H (H-350))

Committee: Agriculture, Conservation and Forestry

Fiscal Note Required: Yes

Fiscal Note

Contingent current biennium cost increase - General Fund

Fiscal Detail and Notes

The current operator of the lease agreement for Scarborough Beach State Park has indicated that the provisions of this bill may result in their decision to exercise the lease's termination clause. If the agreement is vacated, the Department of Agriculture, Conservation and Forestry (ACF) would assume direct management responsibilities for the property and require additional staffing and operating resources.

ACF estimates that managing the site directly would require 13 new positions and associated support, resulting the need for additional General Fund appropriations of approximately \$706,696 in the first year these positions are required.

Under the current agreement, the State receives a share of the lessee's gross monthly revenues. If the lease is terminated, ACF would instead collect park admission fees directly. While this would generate new General Fund revenue, the exact amount cannot be determined in advance and would depend on the fee schedule adopted by the Department.