

# MAINE STATE LEGISLATURE

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**LAWS**  
**OF THE**  
**STATE OF MAINE**

**AS PASSED BY THE**

**ONE HUNDRED AND TWENTY-THIRD LEGISLATURE**

**SECOND REGULAR SESSION**  
**January 2, 2008 to March 31, 2008**

**FIRST SPECIAL SESSION**  
**April 1, 2008 to April 18, 2008**

**THE GENERAL EFFECTIVE DATE FOR**  
**SECOND REGULAR SESSION**  
**NON-EMERGENCY LAWS IS**  
**JUNE 30, 2008**

**THE GENERAL EFFECTIVE DATE FOR**  
**FIRST SPECIAL SESSION**  
**NON-EMERGENCY LAWS IS**  
**JULY 18, 2008**

**PUBLISHED BY THE REVISOR OF STATUTES**  
**IN ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,**  
**TITLE 3, SECTION 163-A, SUBSECTION 4.**

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**Penmor Lithographers**  
**Lewiston, Maine**  
**2008**

**Emergency clause.** In view of the emergency cited in the preamble, this legislation takes effect when approved.

Effective January 24, 2008.

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**CHAPTER 146**  
**H.P. 996 - L.D. 1413**

**Resolve, To Review the Law  
Governing Municipal Service  
Charges for Tax-exempt  
Property**

**Sec. 1. Study group. Resolved:** That the State Tax Assessor shall convene a group of interested parties to review the current laws and constitutional requirements related to municipal service charges for tax-exempt property. The group must include representatives of municipal assessors; municipal officers, including a municipal officer from a service center community as defined in the Maine Revised Statutes, Title 30-A, section 4301, subsection 14-A; private colleges and universities; hospitals; nonprofit medical institutions; an organization representing the interests of municipal governments; an organization representing a broad spectrum of nonprofit entities; and such persons as the assessor considers desirable; and be it further

**Sec. 2. Duties. Resolved:** That the group under section 1 shall review the Maine Revised Statutes, Title 36, section 652, subsection 1, paragraph L and evaluate and identify:

1. How the statute is designed to be implemented under current law;
2. Alternative methods of rationally calculating the direct cost of municipal services that are provided to institutions and organizations entitled to property tax exemptions pursuant to section 652;
3. Any institutions and organizations entitled to a property tax exemption pursuant to section 652 that should not be subject to service charges, either by category, size, assessed value or other circumstance;
4. Whether service charges should be applied through the enactment of local ordinances or uniformly across municipal jurisdictions as a matter of state law;
5. All issues regarding the administration of the statute that should be established as a matter of ordinance or statute, including without limitation the process of appeal, assessment and collection procedures, assessment limitations and the municipal use of service fee revenue; and

6. Any other considerations regarding the statute as may be considered appropriate by the group; and be it further

**Sec. 3. Report. Resolved:** That the group under section 1 shall review and develop recommendations regarding ways to structure the funding of municipal services directly provided to tax-exempt institutions and organizations that fairly allocate those costs to the users and beneficiaries of those institutions and organizations. The group shall submit its report along with any recommendations to the joint standing committee of the Legislature having jurisdiction over taxation matters no later than December 15, 2008. The joint standing committee may submit legislation related to the report to the First Regular Session of the 124th Legislature.

See title page for effective date.

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**CHAPTER 147**  
**H.P. 1487 - L.D. 2101**

**Resolve, To Change the Name  
of the South Bridge between  
Lewiston and Auburn**

**Sec. 1. South Bridge between Lewiston and Auburn name change. Resolved:** That the South Bridge, state bridge number 3330, crossing the Androscoggin River between the cities of Lewiston and Auburn be renamed the Bernard Lown Peace Bridge, in honor of former resident Dr. Bernard Lown, a cardiologist who is recognized for advancing the science of heart defibrillation and the recipient of the Nobel Peace Prize in 1985 as a cofounding member of International Physicians for the Prevention of Nuclear War. Both city councils unanimously approved the renaming of the bridge in honor of Dr. Bernard Lown.

See title page for effective date.

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**CHAPTER 148**  
**H.P. 1442 - L.D. 2058**

**Resolve, Authorizing the  
President of the Maine  
Community College System To  
Sell 2 Parcels of Real Property  
in South Portland**

**Sec. 1. Definitions. Resolved:** That, as used in this resolve, unless the context otherwise indicates, the following terms have the following meanings.

1. "Board" means the Board of Trustees of the Maine Community College System.