

MAINE STATE LEGISLATURE

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OFFICE OF
THE GOVERNOR

NO. 18 FY 11/12
DATE July 11, 2011

**AN ORDER INCREASING OVERSIGHT OVER SALES OF
STATE-OWNED REAL ESTATE**

WHEREAS, the State of Maine owns real estate that may not be in active state use;

WHEREAS, the sale of these properties will allow them to be put to higher and better uses;

WHEREAS, it is the duty of State Government to ensure that such sales are conducted in a fair and open manner; and

WHEREAS, prior sales practices have provided insufficient oversight;

NOW, THEREFORE, I, Paul R. LePage, Governor of the State of Maine, hereby order as follows:

1. The Department of Administrative and Financial Services shall establish internal policy guidance for sales of state-owned real estate. Such policy shall include, at a minimum, the following controls:
 - a. A reasonable period of public notice for all properties to be sold, to be advertised according to customary real estate sales practices;
 - b. An Affidavit by prospective purchasers that such purchaser is not in violation of 17 M.R.S.A. § 3104;
 - c. A review of any proposed sales by the Office of the Attorney General;
 - d. A review of any proposed sales by a committee of Department directors, to include the submission of an evaluation report to the Commissioner; and
 - e. A signed statement by a person with experience in real estate transactions that the proposed sale price is commercially-reasonable.
2. The Department of Administrative and Financial Services shall immediately suspend all pending real estate sales until a review substantially similar to the policy outlined in Paragraph 1 is conducted. The Department may proceed to closing each sale only upon the express approval of the Commissioner.

The effective date of this Executive Order is July 11, 2011.


Paul R. LePage, Governor