

# MAINE STATE LEGISLATURE

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ONE HUNDRED AND SEVENTH LEGISLATURE

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Legislative Document

No. 1896

H. P. 1616

House of Representatives, May 20, 1975

Approved for introduction by a Majority of the Committee on Reference of Bills pursuant to Joint Rule 10. Referred to the Committee on Education. Sent up for concurrence and ordered printed.

EDWIN H. PERT, Clerk

Presented by Mr. Palmer of Nobleboro.

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STATE OF MAINE

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IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
SEVENTY-FIVE

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AN ACT to Allow the Deferral of Monthly Payments of the Uniform School  
Tax.

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**Emergency preamble.** Whereas, Acts of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, An Act to Fund Public School Education, PL 1975, c. 272, has been enacted by the Legislature and approved by the Governor; and

Whereas, PL 1975, c. 272, mandates certain monthly payments by municipalities beginning on July 20, 1975; and

Whereas, many municipalities may not have received sufficient revenues to make such required payments; and

Whereas, compliance with the provisions of PL 1975, c. 272 could, therefore, require the incursion of substantial municipal debt; and

Whereas, legislation is necessary to provide for the deferral of required monthly payments by municipalities; and

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,

Be it enacted by the People of the State of Maine, as follows:

**36 MRSA § 453**, as last repealed and replaced by PL 1973, c. 783, § 46, is amended by adding at the end the following:

The Treasurer of State, on written application from the municipal treasurer stating the grounds therefor, shall defer and extend the dates of monthly payments required by this section whenever it is shown that compliance would require the borrowing of money in excess of \$2,500 by the municipality in order to make such payments.

**Emergency clause.** In view of the emergency cited in the preamble, this Act shall take effect when approved.

#### STATEMENT OF FACT

This bill would allow the deferral of monthly payments by municipalities of  $1/12$  of the uniform school tax. The provision is necessitated by the possibility that a municipality may not have received local tax revenues in time to make the required payments. Because tax bills are not due until October, there exists the possibility that a municipality would be forced to borrow sums of money in order to meet the mandatory monthly payment schedule of Legislative Document 1452.