

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied  
(searchable text may contain some errors and/or omissions)

(EMERGENCY)

---

---

ONE HUNDRED AND EIGHTH LEGISLATURE

---

---

**Legislative Document**

**No. 91**

H. P. 66

House of Representatives, January 13, 1977

Referred to Committee on Taxation. Sent up for concurrence and ordered printed.

EDWIN H. PERT, Clerk

Presented by Mr. Jalbert of Lewiston.

Cosponsors: Mr. Norris of Brewer, Mr. Kelleher of Bangor, Mrs. Lewis of Auburn.

---

---

STATE OF MAINE

---

IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
SEVENTY-SEVEN

---

**AN ACT to Ensure that the Uniform Property Tax Rate Conforms to Limits on Educational Funding Established by Statute.**

---

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

Whereas, there has been a recent increase in the state valuation; and

Whereas, the present statutory mill tax rate will probably produce more than  $\frac{1}{2}$  of the total cost of education and therefore will be in violation of the Revised Statutes, Title 20, section 3747; and

Whereas, inadvertently a conflict between the existing mill tax rate and that provided under Title 20, section 3747 has been created which the Legislature must resolve; 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 § 451, sub-§ 2, as enacted by PL 1975, c. 660, § 5, is amended to read:

2. **Uniform property tax.** Pursuant to the Maine Constitution, Article VIII, Part First, and in addition to subsection 1, a uniform property tax is assessed which shall be determined as follows. The Legislature shall annually, prior to April 1st, enact legislation establishing the uniform property tax rate. The uniform property tax rate shall be 13 mills for the period beginning July 1, 1976, and ending June 30, 1977 and ~~12.5 mills thereafter~~. **After June 30, 1977, the Legislature shall set the uniform property tax rate in accordance with Title 20, section 3747.** The rate shall be applied to the state valuations of each municipality and property in the unorganized territory.

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

#### STATEMENT OF FACT

The purpose of this bill is stated within the emergency preamble.