

# MAINE STATE LEGISLATURE

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ONE HUNDRED AND EIGHTH LEGISLATURE

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Legislative Document

No. 1884

H. P. 1724

House of Representatives, June 14, 1977

Approved for introduction by a Majority of the Legislative Council pursuant to Joint Rule 25.

EDWIN H. PERT, Clerk

Presented by Mr. Henderson of Bangor.

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STATE OF MAINE

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IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
SEVENTY-SEVEN

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**AN ACT Concerning the Fees for Filing Municipal Tax Liens.**

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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, the Legislature recently enacted public law 1977, chapter 145, that increased the fees for recording municipal tax liens in the registries of deeds; and

Whereas, that public law did not increase the fee to be charged by municipalities for such recording; and

Whereas, this error will cause municipalities to lose \$2 in costs of filing on each tax lien recorded and may also raise issues of the validity of those tax liens; 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:

**Sec. 1.** 36 MRSA § 942, 5th ¶, 1st sentence, as last repealed and replaced by PL 1975, c. 770, § 204, is repealed and the following enacted in its place:

The costs to be paid by the taxpayer shall be the sum of the fees for recording and discharge of the lien as established by Title 33, section 751, subsection 10, plus \$2 and all registered mail fees.

**Sec. 2. Transitional provision.** Notwithstanding any provisions of Title 36, section 942, or any provisions of public law 1977, chapter 145, "AN ACT to Increase Certain Fees of the Registries of Deeds," the cost to be paid by the taxpayer to redeem a tax lien mortgage recorded between May 11, 1977, and the effective date of this Act shall be as established by this Act.

**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 to correct an error in collecting recording fees on municipal tax liens.