

MAINE STATE LEGISLATURE

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STATE OF MAINE
HOUSE OF REPRESENTATIVES (Filing No. H-1170)
108TH LEGISLATURE
SECOND REGULAR SESSION

HOUSE AMENDMENT "A" to HOUSE AMENDMENT "B" to H.P. 2139,
L.D. 2159, Bill, "AN ACT Relating to the Taxation of the
Unorganized Territory."

Amend the amendment by striking out all of the first
6 paragraphs and inserting in their place the following:

'Amend the bill by striking out all of sections 1 and 2,
and inserting in their place the following:

'Sec. 1. 12 MRSA §1972, as last amended by PL 1977,
c. 503, §7, is further amended by adding after the 3rd
paragraph the following new paragraph:

The moneys distributed to the counties by the Department
of Inland Fisheries and Wildlife may be appropriated by
the counties for use in the unorganized townships where the
fee was payable.

Sec. 2. 20 MRSA §1461, sub-§4, as repealed and
replaced by P&SL 1975, c. 147, §C, §10, is repealed and the
following enacted in its place:

4. Balances. Any unencumbered balance in the Unorganized
Territory School Fund shall not lapse but shall be carried
forward to the same fund for use in the next fiscal year.

Sec. 3. 30 MRSA §254, first ¶, as amended by PL 1977,
c. 27, §5, is repealed and the following enacted in its place:

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When a county tax is authorized, the county commissioners shall, in March in the year for which that tax is granted, apportion it upon the towns and other places according to the last state valuation and fix the time for the payment of the same, which shall not be earlier than the first day of the following September. They may add that sum above the sum so authorized, not exceeding 2% of that sum, as a fractional division renders convenient and certify that fact in the record of that apportionment, and issue their warrant to the assessors requiring them forthwith to assess the sum apportioned to their town or place, and to commit their assessment to the constable or collector for collection. The county treasurer shall immediately certify the millage rate to the State Tax Assessor. This millage rate shall be separately assessed by the State Tax Assessor upon the real and personal property in the unorganized territory within the appropriate county.

Sec. 4. 30 MRSA c. 405, is enacted to read:

CHAPTER 405

UNORGANIZED PLACES

§5801. Appropriation of ~~Excise~~ Taxes

All excise taxes credited to the county treasurer pursuant to Title 36, section 1489, may be appropriated by the county commissioners for use in the unorganized places where the tax was payable for the ^{same} /services and purposes as ⁱⁿ /municipalities.

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Sec. 5. 36 MRSA §451, sub-§1, as enacted by PL 1975, c. 660, §5, is repealed.

Sec. 6. 36 MRSA §1147, as enacted by PL 1971, c. 616, §15, is amended to read:

§1147. Unorganized territory

The State Tax Assessor shall determine annually the amount distributable to each county in respect to property in the unorganized territory for each county by multiplying the state valuation then in effect for such property by the mill rate certified for each county pursuant to Title 30, section 254, which amounts are appropriated from the General-Fund Unorganized Territory Education and ServicesFund to be credited annually on the books of the State to the proper officer of each county as provided in section 342.

Sec. 7. 36 MRSA §1489, sub-§2, is amended to read:

2. County Treasurer. Excise taxes collected in unorganized places shall be credited by the county treasurer as undedicated funds for the unorganized place in which the tax was payable and may be appropriated by the county commissioners pursuant to Title 30, chapter 405.

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Further amend the amendment on page 3 by renumbering sections 4 and 5 to be sections 9 and 10

Further amend the amendment by inserting at the end before the statement of fact the following:

'Further amend the bill by renumbering section 3 to be section 8'

Statement of Fact

This amendment allows the County Commissioners to appropriate excise taxes for purposes to be used in the unorganized place where the tax was paid.

This amendment also corrects an omission in the law by authorizing the counties to appropriate the portion of the snowmobile registration fee distributed to the counties. Municipalities currently have this authority.

Filed by Mr. Burns of Anson.

Reproduced and distributed under the direction of the Clerk of the House.

3/15/78

(Filing No. H-1170)