

MAINE STATE LEGISLATURE

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FIRST REGULAR SESSION

ONE HUNDRED AND NINTH LEGISLATURE

Legislative Document

No. 941

H. P. 761

House of Representatives, March 2, 1979

On Motion of Mrs. Post of Owl's Head, referred to the Committee on Taxation.
Sent up for concurrence and ordered printed.

EDWIN H. PERT, Clerk

Presented by Miss Aloupis of Bangor.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-NINE

**AN ACT Granting Municipalities the Option to Levy and Collect Charges for
Services to Tax Exempt Properties.**

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

36 MRSA § 652, sub-§ 1, ¶L, as enacted by PL 1977, c. 487, is repealed and the following enacted in its place:

L. Service charges

(1) **The owners of real property which is exempt from state or municipal taxation under this section, or under section 651, subsection 1, paragraphs B, D, E and G, may be subject to service charges when those charges are reasonably related to the cost of providing municipal services to that property. These services shall include, without limitation:**

- (a) **Fire protection;**
- (b) **Police protection;**
- (c) **Road and sidewalk maintenance and construction, street lighting, traffic control, snow and ice removal;**
- (d) **Water and sewer service;**
- (e) **Sanitation services; and**

- (f) Any other municipal services, other than education and welfare, to the property.**
- (2) The establishment of service charges is not mandatory, but rather is at the discretion of the municipality in which the exempt property is located. The municipal legislative body shall determine those services for which charges are to be levied and shall determine the method of calculation and amount of those charges.**
- (3) With respect to the determination of service charges, appeals shall be made in accordance with an appeals process to be provided for by municipal ordinance.**
- (4) The collection of unpaid service charges shall be carried out in the same manner as provided in Title 38, section 1208.**
- (5) Municipalities shall adopt any necessary ordinances to carry out this paragraph regarding service charges.**

STATEMENT OF FACT

The purpose of this bill is to grant to municipalities the option to levy and collect charges for services to properties otherwise exempt from taxation.