

# MAINE STATE LEGISLATURE

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(EMERGENCY)  
(New Draft of H.P. 1513, L.D. 1988)

SECOND REGULAR SESSION

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ONE HUNDRED AND ELEVENTH LEGISLATURE

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Legislative Document No. 2233

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H.P. 1706 House of Representatives, March 15, 1984

Reported by Representative Higgins from the Committee on Taxation and printed under Joint Rule 2.

Original bill presented by Representative Michaud of E. Millinocket.  
Cosponsors: Senator Twitchell of Oxford, Representative McCollister of Canton and Representative Armstrong of Wilton.

EDWIN H. PERT, Clerk

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STATE OF MAINE

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IN THE YEAR OF OUR LORD  
NINETEEN HUNDRED AND EIGHTY-FOUR

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AN ACT to Establish the Cost of the 1984  
Spruce Budworm Suppression Project.

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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, prompt determination of the cost of the Spruce Budworm Spray Project is necessary in order to establish preproject taxes to be assessed on landowners in the spray program area; 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,

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

3 Sec. 1. 12 MRSA §8424, sub-§3, ¶¶B and C, as en-  
4 acted by PL 1981, c. 565, are amended to read:

5 B. Natural disaster, such as forest fire or  
6 blowdown make insecticide treatment impractical;  
7 ~~or~~

8 C. The director determines that withdrawal of  
9 the forest land furthers the legislative policies  
10 of this subchapter; or

11 Sec. 2. 12 MRSA §8424, sub-§3, ¶D is enacted to  
12 read:

13 D. The landowner provides written assurance in  
14 the form of specific protection plans for each  
15 block of forest land proposed for withdrawal from  
16 the 5-year protection district.

17 Sec. 3. Extension. The Revised Statutes, Title  
18 12, section 8426, subsection 2, notwithstanding the  
19 time for legislative determination of the amount au-  
20 thorized for expenditure for any spray project in  
21 calendar year 1984, is extended to March 16, 1984.

22 Sec. 4. Spruce budworm spray project cost. In  
23 accordance with the Revised Statutes, Title 12, sec-  
24 tion 8426, the Legislature determines the cost of the  
25 1984 Spruce Budworm Spray Project is \$5,501,625.

26 Emergency clause. In view of the emergency cited  
27 in the preamble, this Act shall take effect when ap-  
28 proved.

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STATEMENT OF FACT

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The new draft reduces the cost of the Spruce Budworm Spray Project in accordance with revised estimates submitted by the Bureau of Forestry. It also extends the deadline for legislative determination of the cost and adds a provision to clarify the circumstances under which a landowner will be permitted to withdraw from the spray program.

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