

MAINE STATE LEGISLATURE

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1 (New Draft of S.P. 789, L.D. 2115)
2 (New Title)

3 SECOND REGULAR SESSION
4

5 ONE HUNDRED AND ELEVENTH LEGISLATURE
6

7 Legislative Document

No. 2349

8
9 S.P. 865

In Senate, March 22, 1984

10 Reported by Senator Hichens of York from the Committee on State
11 Government and printed under Joint Rule 2.

12 Original bill presented by Senator Violette of Aroostook. Cosponsored by
Representative Gwadosky of Fairfield.

JOY J. O'BRIEN, Secretary of the Senate

13
14 STATE OF MAINE
15

16 IN THE YEAR OF OUR LORD
17 NINETEEN HUNDRED AND EIGHTY-FOUR
18

19 RESOLVE, to Inventory all State Real
20 Property and to Create a Commission to Develop
21 a Policy for the Disposition of State Surplus
22 Real Property.
23

24 Inventory of state real property. Resolved: That
25 each department and agency of State Government shall
26 prepare a listing of all real property owned by the
27 department or agency to be submitted to the State
28 Budget Officer no later than September 1, 1984. The
29 State Budget Officer shall provide the forms to each
30 department and agency and shall prescribe the proce-
31 dure by which the listing shall be completed and re-
32 turned to him. The listing shall include at a mini-
33 mum, the following:

34 1. Property without structures and improvements.
35 Parcels of real property without structures and im-
36 provements;

1 2. Property with structures and improvements.
2 Parcels of real property with structures and improve-
3 ments;

4 3. Description. A description of any structures
5 or improvements as referred to in subsection 2;

6 4. Property not in use. Real property not cur-
7 rently in use, but not surplus real property;

8 5. Surplus real property. Surplus real property
9 as determined by the department or agency with juris-
10 diction over the real property;

11 6. Current valuation. A current valuation or, if
12 none is available, the best possible valuation esti-
13 mate of each parcel of real property; and

14 7. Other information. Any other information
15 deemed necessary by the Commissioner of Finance and
16 Administration to develop a state policy for the dis-
17 posal of real property of the State.

18 Real property listings required by this resolve
19 may exclude that portion of highways, bridges, air-
20 ports, port facilities, parks and approaches thereto
21 which are currently being utilized for public trans-
22 portation or public recreational purposes; and be it
23 further

24 **Commission created. Resolved:** That the Commission
25 on a State Policy for the Disposition of Surplus
26 State Real Estate shall develop a plan for the dispo-
27 sition of all state real estate. This plan shall be
28 completed and presented to the joint standing commit-
29 tee of the Legislature having jurisdiction over State
30 Government no later than March 1, 1985, and presented
31 to the First Regular Session of the 112th Legisla-
32 ture.

33 1. Composition. The commission shall consist of
34 the Commissioner of Finance and Administration or his
35 designee, the Commissioner of Conservation or his
36 designee, the Commissioner of Educational and Cultur-
37 al Services or his designee, the Commissioner of Men-
38 tal Health and Mental Retardation or his designee,
39 the Commissioner of Corrections or his designee, the

1 Director of the Risk Management Division of the De-
2 partment of Finance and Administration, a Member of
3 the House of Representatives appointed by the Speaker
4 of the House of Representatives, and a Member of the
5 Senate appointed by the President of the Senate.

6 2. Compensation and meetings. The members from
7 departments of State Government shall receive no per
8 diem compensation but may be reimbursed for expenses
9 from the budgets of their respective agencies. The
10 legislative members shall receive the legislative per
11 diem and expenses allowed for attendance at special
12 sessions of the Legislature, as defined in the Re-
13 vised Statutes, Title 3, section 2, for actual at-
14 tendance at meetings of the commission.

15 The commission shall hold its first meeting no later
16 than October 15, 1984.

17 3. Scope of policy. The commission shall develop
18 a plan for approval by the Legislature pertaining to
19 the disposition of surplus state real estate. This
20 plan shall contain, among others deemed necessary by
21 the commission, policies and procedures pertaining
22 to:

23 A. The sale of surplus state real estate;

24 B. The leasing of surplus state real estate;

25 C. The transfer of title to real estate from one
26 state agency to another state agency;

27 D. The state agency, branches of government or
28 other organizations with authority to approve
29 sales, leases and transfers of surplus state real
30 estate;

31 E. The disposition of income from the sale or
32 lease of surplus state real estate; and

33 F. The priority of recipients of surplus state
34 real estate according to various types of real
35 estate.

36 4. Staff. The Office of Legislative Assistants
37 shall staff and assist the commission with its duties

1 and responsibilities. The Office of Legislative As-
2 sistants shall compile in the form requested by the
3 commission the inventory of state property as pro-
4 vided in this resolve; and be it further

5 Termination of commission. Resolved: That the
6 commission on a State Policy for the Disposition of
7 Surplus State Real Estate shall terminate upon pre-
8 sentation of its report to the committee having ju-
9 risdiction over State Government in 1985.

10 STATEMENT OF FACT

11 This new draft provides for an inventory of all
12 state real estate which presently does not exist.
13 This new draft authorizes the State Budget Officer to
14 send forms with the budget estimate requests to each
15 department and agency of State Government. Each agen-
16 cy and department will provide the Department of Fi-
17 nance and Administration with a listing of all prop-
18 erty held by the department or agency.

19 The Commission on a State Policy for the Disposi-
20 tion of Surplus State Real Estate will use the state
21 inventory of each property to develop a policy for
22 the disposition of state property. The policy will be
23 submitted to the Legislature in the form of legisla-
24 tion for legislative approval. Following completion
25 of its report, the commission shall cease to exist.

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