

# MAINE STATE LEGISLATURE

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(New Draft of S.P. 448, L.D. 1251)  
FIRST REGULAR SESSION

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ONE HUNDRED AND TWELFTH LEGISLATURE

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Legislative Document No. 1600

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S.P. 606 In Senate, May 24, 1985

Reported by Senator Usher of Cumberland from the Committee on Energy and Natural Resources and printed under Joint Rule 2. Original bill presented by Senator McBreairty of Aroostook. Cosponsored by Representative Harper of Lincoln and Representative Ridley of Shapleigh.

JOY J. O'BRIEN, Secretary of the Senate

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STATE OF MAINE

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

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AN ACT to Restructure the Duties and Funding  
of the Maine Land Use Regulation  
Commission.

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

Sec. 1. 12 MRSA §683, first ¶, as amended by PL 1983, c. 812, §75, is further amended to read:

The Maine Land Use Regulation Commission, as established by Title 5, section 12004, subsection 5, to carry out the purposes stated in section 681, is created within the Department of Conservation, and in this chapter called the "commission." The commission is charged with implementing this chapter in all of the unorganized and deorganized areas of the State. The commission shall consist of 7 public members, none of whom shall be state employees, who shall be appointed by the Governor, subject to review by the Joint Standing Committee on Natural Resources and to

1 confirmation by the Legislature, for staggered 4-year  
2 terms. Among the public members, there shall be 4  
3 who shall be knowledgeable in at least one of each of  
4 the following areas: Commerce and industry; fisheries  
5 and wildlife; forestry; and conservation. Of the po-  
6 tential appointees to the commission, the Governor  
7 shall give consideration to persons residing in or  
8 near the unorganized areas of the State and at least  
9 one member shall be a resident of the area being  
10 served by the commission.

11 **Sec. 2. Study.** There is created a Joint Select  
12 Committee to Study the Funding of the Maine Land Use  
13 Regulation Commission. The committee shall be com-  
14 posed of 11 members as follows: Two members of the  
15 joint standing committee of the Legislature having  
16 jurisdiction over energy and natural resources; 2  
17 members of the joint standing committee of the Legis-  
18 lature having jurisdiction over local and county gov-  
19 ernment; 2 members of the joint standing committee of  
20 the Legislature having jurisdiction over taxation; 2  
21 members of the joint standing committee of the Legis-  
22 lature having jurisdiction over fisheries and wild-  
23 life; one other member of the Legislature; the Direc-  
24 tor of the Maine Land Use Regulation Commission; and  
25 one local government official from a plantation.  
26 Three of the legislative members and the local gov-  
27 ernment official member shall be appointed by the  
28 President of the Senate. Six of the legislative mem-  
29 bers shall be appointed by the Speaker of the House  
30 of Representatives.

31 The committee shall review the method and sources  
32 of funding the Maine Land Use Regulation Commission  
33 and consider alternatives.

34 The committee shall submit its report and any  
35 legislation necessary to accomplish its recommenda-  
36 tions to the Second Regular Session of the 112th Leg-  
37 islature by January 1, 1986.

38 **FISCAL NOTE**

39 If enacted, this legislation will need a General  
40 Fund appropriation to the legislative account of  
41 \$5,600 in fiscal year 1986. This amount will fund  
42 per diem, travel, printing and miscellaneous expenses  
43 of the joint select committee.

1 This bill will have to be amended to add an ap-  
2 propriation section as indicated.

3 STATEMENT OF FACT

4 The purpose of this new draft is to require that  
5 one of the 7 commissioners of the Maine Land Use Reg-  
6 ulation Commission reside in the area under the ju-  
7 risdiction of the commission. The new draft also  
8 creates a joint select committee to study the funding  
9 of the commission and report to the Second Regular  
10 Session of the 112th Legislature.

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