

MAINE STATE LEGISLATURE

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FIRST REGULAR SESSION

ONE HUNDRED AND THIRTEENTH LEGISLATURE

Legislative Document

No. 1307

S.P. 427

In Senate, April 21, 1987

Reference to the Committee on Energy and Natural Resources suggested and ordered printed.

JOY J. O'BRIEN, Secretary of the Senate
Presented by Senator MATTHEWS of Kennebec.

Cosponsored by Representative MAYO of Thomaston,
Representative WEYMOUTH of West Gardiner.

STATE OF MAINE

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

1 **AN ACT to Enhance Public Access and Outdoor**
2 **Recreation Opportunities.**
3

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

6 **Sec. 1. 36 MRSA §572, 4th ¶, as enacted by PL**
7 **1971, c. 616, §8, is amended to read:**

8 Therefore, this subchapter is enacted for the
9 purpose of taxing forest lands generally suitable for
10 the planting, culture and continuous growth of forest
11 products on the basis of their potential for annual
12 wood production and public recreation in accordance
13 with the following provisions.

14 **Sec. 2. 36 MRSA §573, sub-§3, as amended by PL**
15 **1981, c. 711, §§3 and 4, is further amended to read:**

1 3. Forest land. "Forest land" means land used
2 primarily for growth of trees to be harvested for
3 commercial use, but does not include ledge, marsh,
4 open swamp, bog, water and similar areas, which are
5 unsuitable for growing a forest product or for har-
6 vesting for commercial use even though these areas
7 may exist within forest lands. For the purposes of
8 this chapter, "forest land" does not include land
9 which is leased for recreational purposes.

10 Land which would otherwise be included within this
11 definition shall not be excluded because of:

12 A. Multiple use for public recreation;

13 B. Statutory or governmental restrictions which
14 prevent commercial harvesting of trees or require
15 a primary use of the land other than commercial
16 harvesting;

17 C. Deed restrictions, restrictive covenants or
18 organizational charters which prevent commercial
19 harvesting of trees or require a primary use of
20 land other than commercial harvesting and which
21 were effective prior to January 1, 1982;

22 D. If the parcel is less than 100 acres, the
23 sole use of the land is harvesting trees for per-
24 sonal use; or

25 E. Past or present multiple use for mineral ex-
26 ploration.

27 Sec. 3. 36 MRSAs §573, sub-§10 is enacted to
28 read:

29 10. Vehicle. "Vehicle" means any car, truck or
30 van registered for road use and does not include
31 motorized conveyances designed primarily for off-road
32 use.

33 Sec. 4. 36 MRSAs §1101, as enacted by PL 1975, c.
34 726, §2, is amended to read:

35 §1101. Purpose

