

MAINE STATE LEGISLATURE

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(EMERGENCY)
THIRD SPECIAL SESSION

ONE HUNDRED AND THIRTEENTH LEGISLATURE

Legislative Document

NO. 2683

H.P. 1979 House of Representatives, September 12, 1988
Approved for introduction by a majority of the
Legislative Council pursuant to Joint Rule 26.

Received by the Clerk of the House on September 9, 1988.
Referred to the Committee on Appropriations and Financial
Affairs and ordered printed pursuant to Joint Rule 14.

EDWIN H. PERT, Clerk

Presented by Speaker MARTIN of Eagle Lake.

Cosponsored by Representative JACQUES of Waterville,
Senators PEARSON of Penobscot and WEBSTER of Franklin.

STATE OF MAINE

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

1 AN ACT to Authorize Additional Staff for the
2 Maine Land Use Regulation Commission.
3

4 Emergency preamble. Whereas, Acts of the
5 Legislature do not become effective until 90 days
6 after adjournment unless enacted as emergencies; and

7 Whereas, growth and development are exerting heavy
8 pressure on the lands and natural resources in the
9 unorganized areas of the State; and

1 Whereas, these lands and resources represent
2 irreplaceable assets of vital importance to the people
3 of the State; and

4 Whereas, the recent and substantial turnover of
5 the professional staff of the Maine Land Use
6 Regulation Commission has led to an increasing backlog
7 of development applications and an inability to carry
8 out adequately the commission's responsibilities; and

9 Whereas, in the judgment of the Legislature, these
10 facts create an emergency within the meaning of the
11 Constitution of Maine and require the following
12 legislation as immediately necessary for the
13 preservation of the public peace, health and safety;
14 now, therefore,

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

17 Appropriation. The following funds are
18 appropriated from the General Fund to carry out the
19 purposes of this Act.

20		<u>1988-89</u>
21	<u>CONSERVATION, DEPARTMENT OF</u>	
22	Maine Land Use Regulation Commission	
23	Positions	(10)
24	Personal Services	\$137,110
25	All Other	8,000
26	Capital Expenditures	<u>5,000</u>
27	Total	\$150,110

28 Provides for 10
29 additional positions
30 within the
31 commission as
32 follows: In the

1 Division of
2 Enforcement, 2
3 enforcement
4 investigators; in
5 the Division of
6 Planning and
7 Resource Analysis, 3
8 senior planners; in
9 the Division of
10 Development Review,
11 3 project analysts
12 and one clerk
13 typist; and, for
14 general
15 administrative
16 duties, one resource
17 administrator.

18 Emergency clause. In view of the emergency
19 cited in the preamble, this Act shall take effect when
20 approved.

21 STATEMENT OF FACT

22 The Maine Land Use Regulation Commission has
23 recently experienced a major turnover in its
24 professional staff. At the same time, pervasive
25 development and growth in the unorganized areas has
26 resulted in record levels of development applications
27 and potential enforcement actions. The increased
28 backlog of cases clearly demonstrates the commission's
29 inability to carry out its mandate effectively. In
30 addition, vital planning functions have been largely
31 neglected as existing staff have attempted to keep up
32 with the application load. The serious implications
33 of the staff situation of the commission require an
34 immediate increase in staffing.

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