

MAINE STATE LEGISLATURE

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115th MAINE LEGISLATURE

FIRST REGULAR SESSION-1991

Legislative Document

No. 1512

H.P. 1039

House of Representatives, April 16, 1991

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

A handwritten signature in cursive script that reads "Ed Pert".

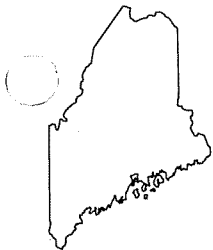
EDWIN H. PERT, Clerk

Presented by Representative SKOGLUND of St. George.

STATE OF MAINE

IN THE YEAR OF OUR LORD
NINETEEN HUNDRED AND NINETY-ONE

**An Act to Compensate Landowners for Land Value Lost because of
Wildlife Restrictions.**



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

2
38 MRSA §480-U is enacted to read:

4
§480-U. Compensation for property use restrictions due to
6 wildlife

8 A landowner is entitled to compensation from the State for
9 any loss in the value of a landowner's property if a proposed use
10 of the property has been denied or restricted in any way as a
11 result of the application of section 480-D, subsection 3 or rules
12 adopted pursuant to that subsection. Compensation is determined
13 by comparing the assessed value of the property prior to the
14 restriction compared to the assessed value of the property after
15 the restriction has been imposed. The commissioner shall adopt
16 rules to implement this section.

18
19
20 STATEMENT OF FACT

22 This bill provides that the State must compensate a
23 landowner if the value of the owner's property has been
24 diminished by the provision of the natural resources protection
25 laws that prohibits activities that harm significant wildlife
26 habitat. The Commissioner of Environmental Protection is
27 instructed to adopt rules to provide compensation measured by the
28 loss in assessed value of the property.