

MAINE STATE LEGISLATURE

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116th MAINE LEGISLATURE

FIRST REGULAR SESSION-1993

Legislative Document

No. 243

S.P. 89

In Senate, February 2, 1993

An Act to Allow the Sale of Surplus Lands from the State Nursery.

(EMERGENCY)

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

A handwritten signature in cursive script, reading "Joy J. O'Brien".

JOY J. O'BRIEN
Secretary of the Senate

Presented by Senator PEARSON of Penobscot.

Cosponsored by Representatives: HICHBORN of Howland, THOMPSON of Lincoln.

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

Whereas, the buildings on the state nursery property are vacant and will deteriorate over time, resulting in a loss of value; and

Whereas, there is a need to make the property available this spring for agricultural or forestry purposes in time for the upcoming growing season; and

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

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

Sec. 1. 38 MRSA §8003, sub-§3, ¶M, as amended by PL 1987, c. 308, §10, is further amended to read:

M. The director is authorized, with the consent of the commissioner, to sell, grant, lease, transfer or otherwise convey any real or personal property under the jurisdiction of the bureau. The director shall deposit the proceeds from the sale or lease of property purchased with Maine Forestry District tax funds in Forest Fire Control Accounts. This authority shall does not apply to lands acquired under the authority of paragraph N. Property at the state nursery may be sold for agricultural or forestry purposes if surplus to the needs of the nursery and the proceeds shall ~~be~~ are retained ~~to be used for improvements at the nursery by the Maine Forest Service.~~ At least 60 days prior to offering any surplus property for sale under this paragraph, the director shall notify the Executive Director of the Legislative Council and the joint standing committee of the Legislature having jurisdiction over natural resources of his the intent to sell the property.

Emergency clause. In view of the emergency cited in the preamble, this Act takes effect when approved.

STATEMENT OF FACT

This bill authorizes the sale of property from the state nursery if sold for agricultural or forestry purposes and if the proceeds are retained by the Maine Forest Service.