

MAINE STATE LEGISLATURE

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L.D. 661

DATE: 3/23/94

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M I N O R I T Y

UTILITIES

2
4
6
8
10
12
14
16
18
20
22
24
26
28
30
32
34
36
38
40
42

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
116TH LEGISLATURE
SECOND REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 503, L.D. 661, Bill, "An Act to Amend the Charter of the Passamaquoddy Water District"

Amend the bill by striking out everything after the enacting clause and before the statement of fact and inserting in its place the following:

'Sec. 1. P&SL 1983, c. 25, §15 is repealed.'

STATEMENT OF FACT

This amendment is the minority report of the Joint Standing Committee on Utilities and replaces the bill. This amendment repeals the current provision of the charter making all the property of the district taxable. The repealed provision is inconsistent with the Maine Revised Statutes, Title 36, section 651, which provides certain tax exemptions for water utility property. This inconsistency may violate provisions of the Constitution of Maine that require equal tax treatment of similar types or classes of property. This amendment will make the tax status of the Passamaquoddy Water District consistent with the law and will cure any potential or actual constitutional infirmities of the present tax provision in the charter.

COMMITTEE AMENDMENT