

MAINE STATE LEGISLATURE

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EDUCATION

Reported by: Senator O'Dea of Penobscot

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**STATE OF MAINE
SENATE
116TH LEGISLATURE
SECOND REGULAR SESSION**

COMMITTEE AMENDMENT "A" to S.P. 600, L.D. 1698, Bill, "An Act to Eliminate the Maine School Building Authority"

Amend the bill by inserting after the enacting clause the following:

'Sec. 1. 5 MRSA §12004-F, sub-§7, as enacted by PL 1987, c. 786, §5, is repealed.

Sec. 2. 20-A MRSA §3305, sub-§4, as enacted by PL 1981, c. 693, §§5 and 8, is amended to read:

4. Enlargement or extension of lot. The commissioner may extend or enlarge a schoolhouse lot ~~according to the procedure and conditions in section 15705, subsection 10~~ by purchase or otherwise, on the terms and conditions and in the manner the commissioner determines proper, or by the exercise of eminent domain or property rights. Using eminent domain, the commissioner may not take more than 25 acres for one project. In using eminent domain, the commissioner is governed by Title 35-A, chapter 65. Land taken may not be within 50 feet of a dwelling.'

Further amend the bill by inserting after section 1 the following:

'Sec. 2. 30-A MRSA §5724, sub-§1, as amended by PL 1989, c. 104, Pt. C, §§8 and 10, is further amended to read:

1. Public schools and libraries. Provide for public schools and libraries, ~~including construction, extensions, enlargements, repairs, improvements or maintenance to buildings for which a municipality has a contract, lease or agreement with the Maine School Building Authority under Title 20-A, sections 15701 to 15718;~~

Further amend the bill by renumbering the sections to read consecutively.

STATEMENT OF FACT

This amendment repeals references in the Maine Revised Statutes, Titles 5 and 30-A to the Maine School Building Authority and moves language repealed by the bill to another section of Title 20-A to maintain the Commissioner of Education's authority to take land for school purposes in the unorganized territory.