

MAINE STATE LEGISLATURE

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117th MAINE LEGISLATURE

FIRST REGULAR SESSION-1995

Legislative Document

No. 563

S.P. 221

In Senate, February 14, 1995

**An Act to Require Local and Employee Participation in the Inspection of
the Design of State-funded Buildings.**

Reference to the Committee on State and Local Government suggested and ordered printed.

A handwritten signature in cursive script that reads "May M. Ross".

MAY M. ROSS
Secretary of the Senate

Presented by Senator PINGREE of Knox.
Cosponsored by Senator: CAREY of Kennebec.

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

4 **Sec. 1. 5 MRSA §1754** is enacted to read:

6 **§1754. Local review committee**

8 Any person constructing a public improvement, public school
10 facility or other building construction or other substantial
12 renovation financed in whole or in part with public funds or
14 using public loan guarantees is required to conduct a local
16 review during the design phase of the construction or renovation
upon the written request of the governing body of the
municipality in which the facility is located. For the purposes
of this section, "facility" means any public improvement, school
facility or other building construction or substantial renovation.

18 1. Local review committee; established. Upon the written
20 request of a municipal governing body to the Director of the
Bureau of General Services, the director shall establish a local
review committee.

22 2. Local review committee; membership. The local review
24 committee consists of 5 members as follows:

26 A. A member of the planning board, selected by the chair of
28 the planning board of the municipality in which the facility
is located;

30 B. An elected official selected from the governing body of
the municipality in which the facility is located;

32 C. A user or potential user of the facility, to be chosen
34 by the governing body of the municipality in which the
facility is located;

36 D. An employee of the state agency or department for which
38 the facility is being constructed or renovated, chosen by
the commissioner of that department; and

40 E. One at-large member from the community in which the
42 facility is located, chosen by the municipal governing body.

44 3. Local review committee; responsibilities. The local
review committee shall:

46 A. Review the design of the facility and provide comments
48 to the Director of the Bureau of General Services; and

50 B. Request a public hearing, if desired by a majority of
the local review committee members.

2 4. Department cooperation required. The Department of
3 Administrative and Financial Services, Bureau of General Services
4 shall cooperate in the process of review by the local review
5 committee by providing access to the architect and the design of
6 the facility.

7 **Sec. 2. 23 MRSA §73, sub-§3, ¶G,** as corrected by RR 1991, c.
8 2, §88, is amended to read:

10 G. Incorporate a public participation process in accordance
11 with Title 5, section 1754 in which local governmental
12 bodies and the public have timely notice and opportunity to
13 identify and comment on concerns related to transportation
14 planning decisions, capital investment decisions and project
15 decisions. The department and the Maine Turnpike Authority
16 shall take the comments and concerns of local citizens into
17 account and must be responsive to them.

20 STATEMENT OF FACT

22 This bill creates a local review committee that incorporates
23 a public participation process in which local governmental bodies
24 and the public have an opportunity to comment on certain public
25 improvements.
26