

# MAINE STATE LEGISLATURE

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L.D. 2607

DATE: 4/7/2000

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STATE OF MAINE  
SENATE  
119TH LEGISLATURE  
SECOND REGULAR SESSION

SENATE AMENDMENT "A" to COMMITTEE AMENDMENT "A" to H.P. 1871, L.D. 2607, Bill, "An Act Concerning Previous Passamaquoddy Indian Territory Legislation"

Amend the amendment by striking out all of the 3rd indented paragraph after the title and inserting in its place the following:

'Further amend the bill by striking out all of sections 2 to 5 and inserting in their place the following:

'Sec. 2. 30 MRSA §6205, sub-§5, as enacted by PL 1979, c. 732, §§1 and 31, is amended to read:

**5. Limitations.** No lands held or acquired by or in trust for the Passamaquoddy Tribe or the Penobscot Nation, other than those described in subsections 1, 2, 3 and 4, shall may be included within or added to the Passamaquoddy Indian territory or the Penobscot Indian territory except upon recommendation of the commission and approval of the State to be given in the manner required for the enactment of laws by the Legislature and Governor of Maine, provided, however, that no lands within any city, town, village or plantation shall may be added to either the Passamaquoddy Indian territory or the Penobscot Indian territory without approval of the legislative body of said that city, town, village or plantation in addition to the approval of the State and no land within an unorganized township of at least 100 residents may be added to either the Passamaquoddy Indian territory or the Penobscot Indian territory without approval by referendum of the residents of that unorganized township and approval of the State.

SENATE AMENDMENT "A" to COMMITTEE AMENDMENT "A" to H.P. 1871,  
L.D. 2607

2 Any lands within the Passamaquoddy Indian territory or the  
3 Penobscot Indian territory, the fee to which is transferred to  
4 any person who is not a member of the respective tribe or nation,  
5 shall cease to constitute a portion of Indian territory and shall  
6 revert to its their status prior to the inclusion thereof within  
7 Indian territory.

8 **Sec. 3. 30-A MRSA §7501, sub-§8,** as amended by PL 1999, c.  
9 106, §2, is further amended to read:

10 **8. Enhanced 9-1-1 service.** Assigning and maintaining  
11 physical addresses specifically for the purpose of statewide  
12 enhanced 9-1-1 service. The county commissioners may enact an  
13 ordinance to establish the addressing standards and, pursuant to  
14 that ordinance, may assign road names to existing and proposed  
15 roads and property numbers to existing and proposed year-round  
16 and seasonal dwellings or structures and may install signs  
17 designating road names; and

18 **Sec. 4. 30-A MRSA §7501, sub-§9,** as enacted by PL 1999, c.  
19 106, §3, is amended to read:

20 **9. Animal control.** Animal control services. The county  
21 commissioners may enact an ordinance for the purpose of animal  
22 control. The county commissioners shall give 14 days notice of  
23 the meeting at which the ordinance is to be proposed in the  
24 manner provided for town meetings; and

25 **Sec. 5. 30-A MRSA §7501, sub-§10** is enacted to read:

26 **10. Referenda.** Referenda required pursuant to Title 30,  
27 section 6205.' '

28 **FISCAL NOTE**

29 This amendment requires the county commissioners to hold a  
30 referendum prior to land being added to either Passamaquoddy  
31 Indian territory or Penobscot Indian territory within an  
32 unorganized township of 100 or more residents. The additional  
33 costs that will be incurred by the county commissioners are fully  
34 reimbursed through payments from the Unorganized Territory  
35 Education and Services Fund as a qualifying expenditure within  
36 the municipal cost components. The additional costs that will be  
37 incurred by the counties, if any referenda are conducted, are  
38 expected to be minor.

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SUMMARY

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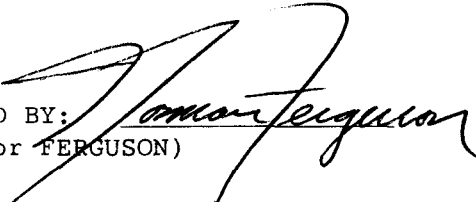
This amendment requires, prior to transfer of any land in an unorganized township of at least 100 residents to the Passamaquoddy Tribe or the Penobscot Nation, approval of the residents of that unorganized township and of the State. The country commissioners are required to hold the referendum.

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SPONSORED BY:   
(Senator FERGUSON)

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COUNTY: Oxford

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