

MAINE STATE LEGISLATURE

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L.D. 669

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DATE: April 10, 2001

(Filing No. S-52)

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BUSINESS AND ECONOMIC DEVELOPMENT

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Reported by:

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**STATE OF MAINE
SENATE
120TH LEGISLATURE
FIRST REGULAR SESSION**

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COMMITTEE AMENDMENT "A" to S.P. 197, L.D. 669, Bill, "An Act to Clarify the Use of the Municipal Investment Trust Fund"

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22

Amend the bill in section 1 in subsection 14-A in the last line (page 1, line 10 in L.D.) by inserting after the following: "jobs." the following: 'Rules adopted pursuant to this subsection are major substantive rules as defined in Title 5, chapter 375, subchapter II-A.'

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

30

'Sec. 2. 30-A MRSA §4349-A, sub-§2, as enacted by PL 1999, c. 776, §10, is amended to read:

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34

2. State facilities. The Department of Administrative and Financial Services, Bureau of General Services shall develop site selection criteria for state office buildings, state courts and other state civic buildings that serve public clients and customers, whether owned or leased by the State, that give preference to the priority locations identified in this subsection while ensuring safe, healthy, appropriate work space for employees and clients and accounting for agency requirements. Preference must be given to priority locations in the following order: service center downtowns, service center growth areas and downtowns and growth areas in other than service center communities. If no suitable priority location exists or

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COMMITTEE AMENDMENT

R. 6. 8.

COMMITTEE AMENDMENT "A" to S.P. 197, L.D. 669

2 if the priority location would impose an undue financial hardship
3 on the occupant or is not within a reasonable distance of the
4 clients and customers served, the facility must be located in
5 accordance with subsection 1. The following state facilities are
6 exempt from this subsection: a state liquor store; a lease of
7 less than 500 square feet; and a lease with a tenure of less than
8 one year, including renewals.

9
10 ~~For the purposes of this subsection, "service center" means a~~
11 ~~community that serves the surrounding region, drawing workers,~~
12 ~~shoppers and others into the community for jobs and services.'~~

13
14 Further amend the bill by inserting after section 2 the
15 following:

16 'Sec. 3. 30-A MRSA §5953-D, sub-§3, ¶D, as amended by PL 1999,
17 c. 776, §13, is further amended to read:

18
19 D. In the case of a public service infrastructure grant or
20 loan, the Department of Economic and Community Development
21 affirms that the applicant has met the conditions of this
22 paragraph.

23
24 (1) A municipality is eligible to receive a grant or a
25 loan, or a combination of both, if that municipality
26 has adopted a local growth management program certified
27 under section 4348 that includes a capital improvement
28 program composed of the following elements:

29
30 (a) An assessment of all public facilities and
31 services, such as, but not limited to, roads and
32 other transportation facilities, sewers, schools,
33 parks and open space, fire and police;

34
35 (b) An annually reviewed 5-year plan for the
36 replacement and expansion of existing public
37 facilities or the construction of such new
38 facilities as are required to meet expected growth
39 and economic development. The plan must include
40 projections of when and where those facilities
41 will be required; and

42
43 (c) An assessment of the anticipated costs for
44 replacement, expansion or construction of public
45 facilities, an identification of revenue sources
46 available to meet these costs and recommendations
47 for meeting costs required to implement the plan.

48
49 (2) A municipality is eligible to receive a loan if
50 that municipality:

COMMITTEE AMENDMENT

2 (a) Has adopted a comprehensive plan that is
4 determined by the Executive Department, State
6 Planning Office to be consistent with section
4326, subsections 1 to 4.

8 (3) A municipality is eligible to receive a loan if
that municipality is a service center community.

10 Subject to the limitations of this subsection, 2 or more
12 municipalities that each meet the requirements of
subparagraphs (1) or (2) may jointly apply for assistance
14 under this section; and'

16 Further amend the bill by relettering or renumbering any
18 nonconsecutive Part letter or section number to read
consecutively.

20 SUMMARY

22 This amendment amends the bill by requiring that rules
24 adopted in establishing a methodology to identify a service
center community are major substantive rules pursuant to the
26 Maine Revised Statutes, Title 5, chapter 375, subchapter II-A.
It also repeals a current definition of service center in Title
28 30-A, section 4349-A. The amendment also amends Title 30-A,
section 5953-D to add to the list of municipalities eligible to
30 receive a loan from the Municipal Investment Trust Fund a
municipality that has been designated a service center community.