

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied  
(searchable text may contain some errors and/or omissions)

DATE: 5-22-01

(Filing No. H-563)

Reproduced and distributed under the direction of the Clerk of the House.

STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
120TH LEGISLATURE  
FIRST REGULAR SESSION

HOUSE AMENDMENT "C" to COMMITTEE AMENDMENT "A" to S.P. 380, L.D. 1278, Bill, "An Act to Implement the Recommendations of the Task Force to Study Growth Management"

Amend the amendment in section 5 in paragraph H by inserting at the end a new blocked paragraph to read:

'This paragraph is repealed October 1, 2002.'

Further amend the amendment by striking out all of the last paragraph before the summary and inserting in its place the following:

'Further amend the bill by striking out all of sections 7 to 10 and inserting in their place the following:

**Sec. 7. Application.** This Act does not invalidate any municipal ordinance that expands the definition of "subdivision" if that ordinance took effect prior to the effective date of this Act.

**Sec. 8. Study by State Planning Office.** The Executive Department, State Planning Office shall conduct a study of the status of municipal subdivision ordinances with respect to the local review of subdivisions as defined by municipal ordinance and the process of conducting a title search in the furtherance of a real estate transaction and providing an opinion on the quality of title. At a minimum the study must include: the cataloging of municipal subdivision ordinances according to the definitions of "subdivision" used, an analysis of the legislative history of Maine's subdivision law with a focus on its relationship to home rule authority and a list of possible

strategies to coordinate the subdivision review and title search  
procedures. The office shall consult with interested parties as  
necessary. The office shall submit its report to the Joint  
Standing Committee on Natural Resources before December 15, 2001,  
and the committee is authorized to report out legislation during  
the Second Regular Session of the 120th Legislature that will  
properly coordinate the subdivision review and real estate title  
search procedures.

**Sec. 9. Retroactivity.** This Act applies retroactively to June  
1, 2001.

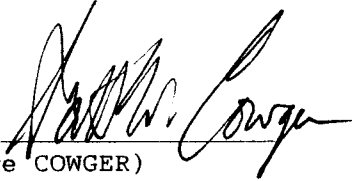
Further amend the bill by relettering or renumbering any  
nonconsecutive Part letter or section number to read  
consecutively.' '

### FISCAL NOTE

The additional costs associated with conducting a study  
related to municipal subdivision ordinances can be absorbed by  
the State Planning Office within the Executive Department  
utilizing existing budgeted resources.

### SUMMARY

This amendment incorporates House Amendment "B" to Committee  
Amendment "A" with 2 exceptions. It eliminates the emergency  
preamble and emergency clause and it adds a retroactivity section  
to the bill.

SPONSORED BY:   
(Representative COWGER)

TOWN: Hallowell